

POLICE SEARCH FOR JIM GALLAGHER

Exclusive
Associated
Press Service

Oakland Tribune.

LAST
Edition

VOL LXXII. WEATHER—Oakland and vicinity: Cloudy; showers tonight and Wednesday; light south wind.

OAKLAND, CALIFORNIA, TUESDAY EVENING, JANUARY 11, 1910.

18 PAGES

No. 144

ALMA BELL GOES VIOLENTLY INSANE

PAULHAN WILL TRY TO CUT ALTITUDE RECORD

Farman Biplane Being Used by Aviator in Startling Flight

IDEAL WEATHER GREETED AERONAUTS IN SOUTH

Cortland Field Bishop Looks for Meet to Make History for Airships

LOS ANGELES, Cal. Jan. 11.—Edward Smith, one of the local aviators was struck on the head by the propeller blade of his monoplane, of the Langley type, and severely injured. He is in the Aviation Camp hospital.

LOS ANGELES, Cal. Jan. 11.—It was announced at 1:30 o'clock that there probably would be no competition flights before 2:30, owing to the wet condition of the starting course.

LOS ANGELES, Jan. 11.—Shortly after his first flight, Paulhan again arose in the Blériot and flew one hundred and fifty yards straightaway and very close to the ground. Evidently the engine of the machine was not working perfectly.

AVIATION CAMP, Los Angeles, Cal., Jan. 11.—Following the first two flights, several unsuccessful attempts were made to get the Blériot machine off the ground.

During the delay preceding the starting of the main events the local aviators were brought into the course once more. Zerbe, multiplane, equipped with the original Curtiss motor of 40 horsepower, failed to get the machine off the ground at one time on the first flight before the public was attempted. The machine is constructed of aluminum and carries a 40-horsepower engine.

After traveling on the ground for fifty yards without lifting the engine was stopped. A second attempt, made a few minutes later, resulted in the breaking of the machine. It had not left the ground, but as its operator attempted to turn it the craft crashed and its lower planes were smashed.

LOS ANGELES, Jan. 11.—Rainfall last night, followed by a dense fog that settled over Aviation camp, failed to dampen the ardor of the aviators who were at work on their machines at daybreak. Later when the sun arose and drove away the low hanging clouds, the enthusiasm of the flyers and those who were assisting them at the roads where the machines are housed, rose almost to fever heat. The hint of great events was everywhere.

PAULHAN ENTHUSIASTIC.

Louis Paulhan was among the first to arrive at the tent where his two Farman and two Blériot machines are housed and was soon directing the work of assembling the Blériot monoplanes which were not flown yesterday because of the non-arrival of some of the parts. Long before noon, all of the four machines

(Continued on Page 2.)

'I AM ABOUT TO DIE,' HE ASSERTS, AND PASSES AWAY

Death gave its warning of its coming to Richard Hughes, for he walked into the Rose Hotel at Emeryville, shortly before midnight last night, he confided to the clerk.

As he was apparently in good health at the time his statement was scooped at and Hughes sat down in a chair. In less than five minutes, after speaking to the clerk, his head dropped upon his breast and when assistance reached him he was dead.

ARK DWELLER HOLDS LAND WITH HIS RIFLE

Lone Man Bids Defiance to the Entire Southern Pacific Co.

COMPANY IS FORCED TO RESORT TO COURT

J. Pierson, Squatter, Delays the Wheels of Progress Effectively

ALAMEDA, Jan. 11.—Guarding his property with a rifle, J. Pierson, an ardent dweller at the foot of Briggs avenue, is defying employees of the Southern Pacific Company, who are constructing a line around the east end, to cross his property, and so far has succeeded in keeping the working crew at bay. With a gun held securely in his hands, Pierson sits on his property. He has cautioned the men who are building the line that he will kill the first one who crosses his property.

Neither the police nor the city officials have any right to interfere or stop the action, according to City Attorney M. W. Simpson. Chief Conrad cannot arrest the man because his weapon is not concealed.

Pierson, who says that possession is nine-tenths of the law, is continuing to hold his property today by "squatter's rights" and the aid of a rifle.

According to the Southern Pacific Company, a fence built recently by Pierson around his property crosses the right of way through the east end of the city. The company claims to have paid for the property which Pierson says is his. A few weeks ago he erected a fence around the site. This obstruction was torn down by the employees of the Southern Pacific Company and last Saturday Pierson put up another fence in the same position as the first, enclosing his property.

E. K. Taylor says that he has been paying taxes for several years on the land claimed by Pierson and served him with a notice to vacate some time ago, when employees of the Hutchinson Company, which was awarded the contract for grading of Briggs street, attempted to tear down his fence today he frightened them away at the point of a pistol. The foreman reported the matter to the police and Detective Walmuth investigated.

"We have no right to arrest the man," said Walmuth to City Engineer L. J. Chapman, who wanted the arrest made today. "The Southern Pacific Company will have to sue Judge Tappan and get a warrant out for Pierson before we can interfere." He claims that the property is his, and as far as we know he has a right to guard it.

Pierson says the land belongs to the government and that a certain portion of it has been given to him many years ago. He claims to have the title of the land. The Southern Pacific Company is purchasing land in the east end of the city for a new system, and claims to have the right of way on Pierson's site.

City Attorney Simpson said today: "The city cannot interfere in this matter and the only thing that the railroad company can do is to commence an action in the court and determine whether or not it owns the property. Pierson claims to have the title of possession to the land."

Army Appropriation Bill Passes House

WASHINGTON, Jan. 11.—Carrying an appropriation of \$5,000,000 for the maintenance of the army for the fiscal year 1911, the army appropriation bill passed the House today by a vote of 153 to 216; yeas and nays, 5.

The opposition was due to the fact that the department estimates were exceeded.

New Ministry Will Be Selected in Austria

VIENNA, Jan. 11.—The proposed cabinet of Dr. Ladislaus von Lukacs having failed to meet the approval of Emperor Francis Joseph, the latter in an audience today entrusted Count Khuen von Hedervar with the responsibility of forming a new ministry. A take rumormongered in London today that the Emperor was ill.

Pneumonia Threatens Sheriff Frank Barnett

Sheriff Frank Barnett is confined to his bed at his home, 48 Ninth street. It is feared that he is on the verge of pneumonia. He caught a severe cold yesterday afternoon while out in his automobile, and fever set in last night, and is still present.

Declare Potash Law Will Be Discrimination

BERLIN, Jan. 11.—The United States Government today informed the German Foreign Office that it would regard the adoption by the Reichstag of the proposed potash law as a discrimination against American interests.

WITH DEAD WIFE IN ARMS, GOES DANCING ALONG THE STREET

CINCINNATI, Jan. 11.—The unusual sight of a negro singing and waiting along the street with the dead body of a woman in his arms, startled Patrolmen McCorkhill and Reynolds early today.

They closed in on the man who thereupon dropped the body and ran. The body proved to be that of the negro's wife. The negro, Thomas Harvey, was taken to the police station and held for safe keeping.

Harvey, grief stricken over his wife's death, left the house in the afternoon and did not return until midnight. The undertakers were in the house preparing the body for burial, but Harvey drove everyone from the house, placed a cigarette in the dead woman's mouth and, taking the body in his arms, started out on the street.

MINISTER IS SUDDENLY ORDERED AWAY

Spanish Ambassador Is Transferred to Lisbon by Government

IMAGINED THAT HE WAS INSULTED AT THE LEVEE

Marquis Complained That He Was Left Outside the Enclosure

MADRID, Jan. 11.—The Marquis Devillalobar, Spanish minister to Washington, has been transferred to Lisbon.

WASHINGTON, Jan. 11.—Marquis Devillalobar, the Spanish minister, was greatly surprised when informed by the Associated Press that he had been transferred.

"About a month and a half ago," he said, "my government asked me if I would go to Lisbon and take up a number of important matters between Spain and Portugal. I replied that I preferred to remain as minister to the United States. While I would be very glad to go if my government required it, I informed the King I had been very happy here and every relation with this government was most pleasant. Since that time I have heard nothing further in the matter and supposed it had been dropped."

WASHINGTON, Jan. 11.—The Marquis Devillalobar, Spanish minister at Washington, claims he was insulted at the White House reception to the diplomats last Tuesday. He left in anger and has made a request of his home government at Madrid for retaliatory tactics on the American Minister to that post.

The offense to the Spanish minister seemed to have been that he was roped off from the ambassadors and not allowed to join them in their place of honor. This is a new plan of separating the Ambassadors from the ministers adopted by President Taft.

The ambassadors were invited to enter an enclosure in the blue room indicated by a velvet-covered rope. The enclosure was guarded by a White House official. The ministers were not allowed to pass the barrier. Marquis Devillalobar paid his respects to President Taft at the reception and started to join the ambassadors. He was halted by the rope and the White House official and told he could not enter the reserved space.

The minister from Spain protested to President Taft. The President is said to have declined to permit the new rule to be broken for the benefit of the Marquis Devillalobar. Marquis de Villalobar has assured the state department that there is absolutely no truth in the report that he was affronted at a reception given at the White House to the diplomatic corps last Tuesday, when, it is said, a White House messenger excluded his authority in some minor matter.

WHIP DWIGHT FORESTALLS INSURGENT MEMBERS

No Republicans in House Can Be Paired Without Getting His Permission

SENATE RESOLUTION IS SENT FORWARD

Will Probably Be Referred to the Rules Committee at Once

WASHINGTON, Jan. 11.—The House insurgents were further forestalled today when Representative Dwight, the Republican "whip" gave instructions to the pair of clerks to pair no Republicans without permission from him.

The Senate resolution of inquiry into the Ballinger-Pinchot controversy reached the House today while that body was considering the army appropriation bill. The indication is that it will be referred to the rules committee, where there is strong disagreement with the Senate on several of its provisions.

A large number of Democrats and Republicans will insist on that feature of the House resolution granting witnesses right of counsel before the committee, which was stricken out by the Senate.

Other differences probably will throw the resolution into conference.

Representative Hamilton of Michigan, chairman of the House committee on territories today submitted to President Taft the draft of a bill granting separate statehood to New Mexico and Arizona.

The bill includes the recommendation of Taft that a separate election should be had for the adoption of constitutions at another time from that for the selection of State officials.

The President has approved Hamilton's bill.

A proposition looking to the separation of the Southern Pacific and Union Pacific systems is now under consideration by President Taft and Attorney General Wickersham and officials of the Harriman railroad and following the conference of Attorney General Wickersham and Judge Lovett, head of the Harriman system, in Washington it was said in Wall street today that a definite announcement of the separation was only a question of time.

The executive committee of the Harriman lines in the Union Pacific railroad company, the Southern Pacific company, the Oregon Short Line company and the Oregon Railway and Navigation company, held their regular weekly meetings today.

Judge Lovett announced in advance that nothing other than routine business could engage the attention of the committee. Nevertheless it was taken for granted that the conference at Washington would be thoroughly discussed.

Judge Lovett declined to talk about yesterday's meeting but some of his associates said that his visit to the national capital had not been barren of results. The results, it was added, were quite satisfactory to the railroad interests, although no further details were vouchsafed.

There is reason to believe that at yesterday's meeting a proposition was made having for its ultimate end the separation of the Union Pacific and Southern Pacific railroads along the lines laid down by the government in its suit. This proposition came from the railroad interests and according to Wall street gossip is likely to be finally adopted by the government, provided certain conditions imposed by the administration are incorporated therein.

Contractor Ends His Life by Gas Route

B. F. West committed suicide in a lodging-house at 1170 Webster street last night by turning on the gas after he had carefully stuffed the keyhole and other crevices with paper. Despondency from ill health and ill fortune are supposed to be the cause of death.

The deceased told Mrs. Cook, the landlady, he was engaged in contracting and building and was a member of the Painters' Union. The latter statement was borne out by a San Francisco labor union card.

Bankers' Hotel Plans Discussed by Directors

An adjourned meeting of the directors of the Bankers' Hotel was held at the clearing-house this morning, at which the final settlement of the plans and specifications and the terms of the contract were thoroughly discussed and thrashed out, without reaching a definite conclusion, however, and the meeting adjourned until 2 o'clock. Thursday afternoon, every one present feeling that a final settlement would be reached by then.

Life With Murderer Recalls Her Own Deed



ALMA BELL, the Auburn Girl Who was Acquitted on the Charge of Murdering Her Former Lover and Who is now Reported Insane.

BROADWAY CORNER BRINGS PRICE ESTIMATED, \$150,000

Security Bank and Trust Company Buys Site for Big Building on Corner of Eleventh Street

One of the most important real estate transactions in the last two years in which land in this vicinity has ever sold, confirming the opinion of the best posted men in the city that the best estate today is on a better and more solid basis than it has ever been at any time in the history of the city.

Layman, the seller, who had contemplated building better improvements on the property than now exist, in parting with the same at a fair price, was doing so that he was also selling to one of Oakland's most progressive bankers, representing both the buyer and the seller, says that the importance of this sale is the fact that the property was purchased by the bank with a view of erecting thereon another magnificent building in keeping with the already several splendid banking buildings in this section.

Real Estate company, who negotiated the sale, representing both the buyer and the seller, says that the importance of this sale is the fact that the property was purchased by the bank with a view of erecting thereon another magnificent building in keeping with the already several splendid banking buildings in this section.

It is also important from the fact that it thoroughly anchors the banking center of the city and will relieve the present congested demand for modern, sunny offices.

Another feature of the sale is that it is a record price for business property in this section, being the highest at which land in this vicinity has ever sold, confirming the opinion of the best posted men in the city that the best estate today is on a better and more solid basis than it has ever been at any time in the history of the city.

Issues Bench Warrant For Big Jim Gallagher

SAN FRANCISCO, Jan. 11.—On motion of Assistant District Attorney Fred L. Berry, Judge W. P. Lawlor today issued a bench warrant for the arrest of Jas. L. Gallagher, former chairman of the Ruef-Schmitz Board of Supervisors and chief witness for the graft prosecution.

Gallagher disappeared from this city shortly after the second trial of Patrick Calhoun began several months ago and has not been seen since.

Further Resignations of Taylor Appointees Expected

SAN FRANCISCO, Jan. 11.—Harry Flannery, the newly appointed member of the board of police commissioners, took his seat at the first meeting of the new year held shortly after 2 o'clock this afternoon in the regular board room.

Senator Perkins Becomes Worse; Remains in Bed

WASHINGTON, Jan. 11.—Senator George W. Perkins, who was severely injured by slipping and falling on an icy sidewalk here last week, was not so well this morning, his condition having taken a decided turn for the worse.

BROODS OVER CRIME TILL HER MIND WEAKENS

Girl Acquitted After Trial Full of Sensations Faces Madhouse

ACTS AS HOUSEKEEPER FOR FREED MURDERER

Becomes Hysterical While on Visit to Friend of Girlhood Days

AUBURN, Jan. 11.—Brooding over her crime and haunted by an unexplainable fear of some horrible and mysterious retribution, Alma Bell, the 21-year-old mountain girl who was acquitted of the murder of her lover Joseph Armes, whom she shot and killed on May 5, following his refusal to make her his wife when she believed herself about to become a mother, went violently insane at Willows, near here last night.

VISITED VICTIM'S GRAVE. Six weeks ago, she went to Penryn to keep house for Jeff Lewis, the Placer county miner, whose wife she had been told was the murderer of J. Bladen, a gambler whom he accused of betraying his daughter, followed her own trial.

Lewis was first arrested to the girl during the long months they occupied adjoining cells at the Auburn prison. When she was acquitted he was the owner of the ranch, and upon his own release, he offered her a home on his ranch, which she accepted.

THOUGH HAPPIER NEAR LEVIN than she was at home, Alma has been subject, it is said, to fits of brooding and three days ago she asked to be permitted to visit Mrs. R. A. Denny, who was a principal witness in her behalf at the hearing of the murder case.

BECOMES HYSTERICAL. She reached Willows on Saturday night and went immediately to the home of her friend. According to Denny, the girl was in good spirits all during Sunday and it was not until nightfall, she was saying that Alma brooded the subject of the murder.

"I hate the dark," she exclaimed to Mrs. Denny. "It always makes me think of Joe. Some day I am going to be killed in the same way. I fear it."

As she continued along this line the girl grew more and more hysterical and her friend tried in vain to comfort her. Three hours later, exhausted by a mental frenzy during which she made repeated attempts to take her own life, she sank into a sleepless torpor and since then has failed to recognize her friends.

THE girl's mind is completely unhinged, it is feared, and she will probably be taken before an insanity commission at an early date.

SHOTS HER LOVER. Alma Bell shot and killed Armes, a young rancher, on the night of May 5, while she was working at the home of her mother, Mrs. Mary Armes. According to the evidence developed at the trial she had been intimate with him for two years, continuing the relation as she believed that he would marry her ultimately. Shortly before the slaying she learned of her delicate condition and following her confession quarreled violently with her lover.

"You are not a good girl anyway, Alma," he is alleged to have said.

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CROSSES OCEAN IN SEARCH FOR SLEEP IN NEW YORK CITY

NEW YORK, Jan. 11.—Mrs. T. P. O'Connor, wife of the Irish Nationalist who came to this country to cure her insomnia, confesses that her first night in New York city have shown no signs that she had been benefited by her first stay here.

New Yorkers are viewing her arrival with particular interest, because Mrs. O'Connor is probably the first person in the world who ever came to New York to try to find sleep.

FOOD FOR A YEAR

Meat..... 300 lbs.
Milk..... 240 qts.
Butter..... 100 lbs.
Eggs..... 27 doz.
Vegetables..... 500 lbs.

This represents a fair ration for a man for a year.

But some people eat and eat and grow thinner. This means a defective digestion and unsuitable food. A large size bottle of

Scott's Emulsion

equals in nourishing properties ten pounds of meat. Your Physician can tell you how it does it.

FOR SALE BY ALL DRUGGISTS
Send No. name of paper and this ad for our beautiful Savings Book and Child's Sketch-Book. Each book contains a Good Luck Penny.
SCOTT & BOWNE, 409 Pearl St., New York

AUBURN GIRL IS VIOLENTLY INSANE

Alma Bell Becomes Mad After Long Brooding Over Her Troubles

(Continued From Page 1.)

her at that time, and added, "I am not going to marry you; you will have to get out of my house some way."

SWEETHEART LEAVES HER.
Maddened by the realization of her betrayal the girl pleaded with her lover, following him to work and cooking his meals with dog-like devotion. Armes, annoyed by the turn of events, removed to a cabin situated in the bushes near about a mile from the house, and it was there Alma Bell went on the night of the murder.

Creeping to the front door she began to knock, which was denied her. Crying bitterly the distraught girl entered through the back entrance by breaking a screen door, and kneeling by Armes' bed, begged him a last time to make her his wife. The man refused, and asked if the girl's presence in the cabin, requested her to go.

MURDER IN THE NIGHT.
"I will if you will go with me," she responded, and side by side the two went out into the starlit night together. A moment later a shot rang out, there was a single agonized cry of "Good-bye, Joe," and silence. Armes was picked up by the roadside with a gaping wound in his heart. The girl was found after a twelve-hour search hidden in the bushes near the scene of the tragedy.

During the long trial Alma Bell was the recipient of letters and flowers from a host of sympathizers, who literally bombarded the jail in an effort to communicate with her. Her acquittal came on Thanksgiving morning.

New Columbia Theater Opens to Full House
SAN FRANCISCO, Jan. 11.—With the opening of the Columbia Theater last evening San Francisco added another magnificent playhouse and building to its rehabilitated district. The new Columbia is situated at the corner of Geary and Mason streets, where the elite of San Francisco gathered to witness William H. Crane's interpretation of George Ade's production, "Father and the Boys."

The old Columbia spirit was revived in the dedicatory ceremonies, when Melville Marx, one of the proprietors of the theater, stepped in front of the footlights and announced that after the fire of 1906 he had intended to build a better Columbia, but had withheld the matter until it could appear upon a theater that was adequate in every particular. After thanking the subscribers for bidding on their seats, which they had temporarily relinquished, he read two telegrams of congratulation from Rose Stahl, who turned the first shovelful of earth and one from Blanche Bates, one of the most loyal native actresses.

Mayor P. H. McCarthy, who was inaugurated three days ago, delivered a brief address from an upper box in which he eloquently spoke of the courage that animated the promoters of the enterprise and of the success in the establishment of the new playhouse, which has a very artistic interior. The possibilities of the city and the State, he said, were beautifully exhibited in the structure. Local brains and talent conceived the plans and designs of the theater.

Mr. Crane spoke in a reminiscent vein and recalled many pleasant stories of the old Columbia. He dwelt upon the new building which was reconstructed from the dead and a touch of fun and pathos made his speech impressive.

It's Better To Drink POSTUM NOW
Than to wish you had after coffee has undermined the health.

Ten days' trial will convince anyone that "There's a Reason" for

POSTUM
Postum Cereal Co., Ltd., Battle Creek, Mich.

Paulhan, the Sensational French Aviator and His Pretty Bride



WORKS TO BOOM SHIPPING TRADE

Secretary of Merchant Marine League Speaks at the Prosperity Luncheon

Charles C. Henion, secretary of the Merchant Marine League of California, was the speaker at the regular luncheon of the Progress and Prosperity Committee, held at noon today in the Forum.

Henion explained the necessity of the league under the present deplorable state of American shipping, and a patriotic one. He said that the north central states are taking an interest in the movement and asked that the spirit be awakened along these lines on the Pacific Coast.

One of the chief purposes of the league is to secure the passage of the Humphrey bill, now before Congress. Henion mentioned that he had received advice from the committee to the effect that the passage of the bill was practically assured.

The speaker also referred to the great importance of any legislation tending to give encouragement to shipping lines between the United States and South America, the Orient, Philippines and Australia. He urged those the vast body of the people to the vital necessity of an adequate and effective merchant marine.

David Paul, publicity man for the league, said that the league was now showing the condition to which our coastwise shipping has drifted, that we have only one vessel engaged in the coastwise trade, and that we have not a single foreign vessel engaged in the coastwise trade.

Among the other speakers were R. P. Miller, William H. Murphy, Kenneth Millican and Robert Martland.

MINING MAN STANDS CHANCE OF RECOVERY

WASHINGTON, Jan. 11.—The condition of Thomas F. Walsh, the millionaire Colorado mine owner, who is ill at his residence in Massachusetts avenue in this city, was reported to be much improved today.

FOUND OUT

A Trained Nurse Made Discovery. No one is in better position to know the value of food and drink than a trained nurse.

Speaking of coffee, a nurse of Wilkes Barre, Pa., writes: "I used to drink strong coffee myself, and suffered greatly from headaches and indigestion. While on a visit to my brother's I had a good chance to try Postum Food Coffee, for they drank it altogether in place of ordinary coffee. In two weeks after using Postum I found I was much benefited and finally my headaches disappeared and also the indigestion."

"Naturally I have since used Postum among my patients, and have noticed a marked benefit where coffee has been left off and Postum used."

AMERICAN AVIATORS STRIVE TO OUTDO THE FRENCHMAN

Feats of Paulhan Spur On Other Aeronauts and Competition Is Now an International Affair

LOS ANGELES, Jan. 11.—Paulhan's debonair assumption of the hero part, with his spectacular series of flights at Aviation Field, has stirred his rivals, the American aviators, to a determination to outdo him today from the position he snatched suddenly from them yesterday, when he swept from behind his aeroplane tent and dramatically flew over the huge grandstand, dangerously close to the heads of the cheering thousands of spectators.

Glenn Curtiss, prosaic, rather than theatrical, the opposite of the little Frenchman in every way, says little, but it became known today that he was preparing to be damaged when he essayed a flight following Paulhan's, was the one with which he intended to clip the little Frenchman's wings. That propeller has been repaired or replaced—no one knows which—and before dark today probably the enthusiasm of the spectators will be centered around the American, instead of the diminutive Gaul.

It is now a contest between America and France, and this is the first day on which flights will count for the prizes. The contest is between the two champions, the American and the Frenchman, and the contest is now a contest of the world.

Mr. Bishop is one of the principal judges of the flights here and he declared that the meeting ranked higher than the meets of international significance, following that at Rheims.

FILES CURED IN 6 TO 10 DAYS
FAZO OINTMENT is guaranteed to cure any case of itching, blind, bleeding or protruding piles in 6 to 10 days or money refunded. 50c.

MANY ENTITLED TO NEW TRIALS
Decision in Case of Embezzler Is Sweeping and May Affect Many

SAN FRANCISCO, Jan. 11.—A number of defendants, convicted of various offenses, who have succeeded in postponing their sentences, are liable to be granted the boon of a new trial under the decision handed down by the Supreme Court last week in the case of C. E. Rankin, convicted of embezzling bonds of the Ocean Shore Railway. At the request of the defendant, Superior Judge Conley indefinitely postponed his judgment and the higher tribunal holds that this entitles him to a new trial, as the statute specially requires a sentence within five days.

If this is applied in other criminal cases it will probably result in numerous retrials. Rankin will come up for sentence tomorrow before Judge Conley, but it is not known what disposition will be made of the case.

ALLEGED BAY PIRATE FOUND NOT GUILTY

ALAMEDA, Jan. 11.—Harry Jones, charged with petit larceny, was acquitted yesterday by Justice E. E. Johnson. Jones was suspected of being one of a gang of bay pirates which has been robbing ships anchored in the estuary. He was accused of taking rope and tackle from a barge in the estuary.

SICK HEADACHE

Positively cured by these Little Pills. They also relieve Dizziness from Dyspepsia, Indigestion and Too Hearty Eating. A perfect remedy for Dizziness, Headache, Stomachache, Bad Taste in the Mouth, Coated Tongue, Pain in the Side, TORPID LIVER. They regulate the Bowels. Purely Vegetable.

CARTER'S LITTLE LIVER PILLS.
Small Pill. Small Dose. Small Price.
Genuine Must Bear Fac-Simile Signature
REFUSE SUBSTITUTES.

Scrofula

Few are entirely free from it. It may develop so slowly as to cause little if any disturbance during the whole period of childhood. It may then produce dyspepsia, catarrh, and marked tendency to consumption, before causing eruptions, sores or swellings.

Hood's Sarsaparilla

In usual liquid form or in chocolate tablets, known as Sarsatabs. 100 doses \$1.

PAULHAN WILL TRY TO CUT RECORD

Farnam Biplane Will Be Used by Aviator in Startling Flight

(Continued From Page 1.)

were ready for today's contests, and Paulhan was in the best of humor.

FIELD IS IDEAL.
Cortland Field Bishop, president of the Aero Club of America and chairman of the committee of judges for the aerial contests appeared at Aviation camp all-armed as soon as the aviators and mechanics arrived at a survey of the field, previous to the first flight today, pronounced it ideal, and became intensely enthusiastic over the outlook for aviation in America, as shown by the first meet on this breeze that hardly stirred the leaves of the pepper trees that surround the old Dominguez ranch house near the entrance, blew out of the north and to the south, and lent its aid to the task of drying off the grounds before the crowds began to assemble.

A mild breeze that hardly stirred the leaves of the pepper trees that surround the old Dominguez ranch house near the entrance, blew out of the north and to the south, and lent its aid to the task of drying off the grounds before the crowds began to assemble.

The weather was perfect from every standpoint, the atmosphere so clear that the lifting of the fog that the mountain peaks, clad in a mantle of snow and thirty miles away, seemed so near that an airplane flight to any one of them loomed as a possibility.

PREPARED FOR RECORD.
The Farnam biplane used by Louis Paulhan in his sensational ten-minute flight at 10 o'clock and "tuned up" preparatory to the expected attempt to break the world's altitude record for French mechanics. A half dozen mechanics were assembled during the night, but the machine was given no slight of flight at 10 o'clock and "tuned up" preparatory to the expected attempt to break the world's altitude record for French mechanics.

The two Blériot "cross-channel" machines were assembled during the night, but the machine was given no slight of flight at 10 o'clock and "tuned up" preparatory to the expected attempt to break the world's altitude record for French mechanics.

THE BLERIOT FLYERS.
The two Blériot "cross-channel" machines were assembled during the night, but the machine was given no slight of flight at 10 o'clock and "tuned up" preparatory to the expected attempt to break the world's altitude record for French mechanics.

PAULHAN IN FLIGHT.
Paulhan, in his Farnam biplane No. 7, started from his tent at 2:30 and, flying directly into the hands of the crowd, he went until he covered the field. His height he turned and sailed over the course in front of the grandstand and at low and steadily. He refused to fly the course long, and seemed to be amuse himself with an erratic route that he took twice across the center of the field before the grandstand.

After his third circuit, Paulhan rose to a height of 400 feet or more and again followed the course from east to west in the face of the wind, which had now freshened and was blowing 10 miles an hour.

Another circuit took the daring Frenchman 500 feet high as he turned the pylon marking the southern corner of the course. The steady rain and even drizzle was an unobtrusive and even cheering factor before the grandstand, as the crowd cheered and waved their hands from the levee to wave them at the excited spectators.

After descending his fifth incomplete circle of the course, the aviator disappeared from view of the people in the grandstand, far to the westward, and 25 seconds later, at an altitude of 400 feet flew back directly over the stand.

LOS ANGELES. Jan. 11.—Only one balloon went up from Aero park in this city today—the "Poodle," manned by Frank J. Kanne and his brother, Harold V. Kanne. The ascent was made soon after 11 o'clock under ideal conditions.

RECORD BROKEN.
At least one record was broken on the opening day of the meet, it was that of the distance at which an aeroplane into motion. Glenn H. Curtiss declared quickly as he did in his second flight yesterday, when he was using out of the machine just received from the maker. Before the aeroplane had traveled 60 feet it took flight and soared and went flying away.

Willard got into the air in his Curtiss machine No. 3 at 2:30 o'clock, after a run of 100 feet and remained up ten seconds. In this time he covered 300 yards or more, and slightly because his engine was not working properly.

PAULHAN IN FLIGHT.
Paulhan, in his Farnam biplane No. 7, started from his tent at 2:30 and, flying directly into the hands of the crowd, he went until he covered the field. His height he turned and sailed over the course in front of the grandstand and at low and steadily. He refused to fly the course long, and seemed to be amuse himself with an erratic route that he took twice across the center of the field before the grandstand.

After his third circuit, Paulhan rose to a height of 400 feet or more and again followed the course from east to west in the face of the wind, which had now freshened and was blowing 10 miles an hour.

Another circuit took the daring Frenchman 500 feet high as he turned the pylon marking the southern corner of the course. The steady rain and even drizzle was an unobtrusive and even cheering factor before the grandstand, as the crowd cheered and waved their hands from the levee to wave them at the excited spectators.

After descending his fifth incomplete circle of the course, the aviator disappeared from view of the people in the grandstand, far to the westward, and 25 seconds later, at an altitude of 400 feet flew back directly over the stand.

LOS ANGELES. Jan. 11.—Only one balloon went up from Aero park in this city today—the "Poodle," manned by Frank J. Kanne and his brother, Harold V. Kanne. The ascent was made soon after 11 o'clock under ideal conditions.

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M. J. KELLER CO.
Union Suits for Men
If you would enjoy real underwear comfort wear our Union Suits.
We carry complete lines of the celebrated Munsing and Superior brands in cotton, wool, mixed cotton and wool and silk and wool.
Prices range from \$1.50 to \$5.00 Suit.
M. J. KELLER CO.
Washington Street

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Iowa Merchant Loses His Money on a Train

SAN FRANCISCO, Jan. 11.—When W. H. Woolster, a wealthy merchant of Iowa, arrived at the Hotel Argonaut last night he discovered that he had been robbed of something over \$2000 in money and valuables. He remembered paying the steward in the dining car for his meal, between Sacramento and this city, but afterwards forgot about his purse in the hurry and haste in the ferry boat and street cars here.

Someone must have picked his pocket, securing \$80 in currency, a draft on the Commercial National Bank of Chicago for \$1400 and interest coupons of the value of \$560.

POSTMASTER GETS DIVORCE.
Superior Judge Waite granted an interlocutory decree of divorce this afternoon to Postmaster Paul J. Schafel from Zelma H. Schafel on the ground of desertion.

Only One "BROMO QUININE" that is Laxative Bromo Quinine & Elixir.
Cures a Cold in One Day, Crip in 3 Days.

All Heaters at Actual Factory Cost
If you haven't bought that Heater yet, we have just a few which we are determined not to carry over the next season that we are going to close out just at factory cost. Now get in and get a good Heater at a small cost.

This Oak Heater \$6.75
This is a high grade Heater that everyone knows as well as we do and sells everywhere for \$11.50; our Clearance price \$6.75. This does not include stove pipe and setting up.

Set Up With Stove Pipe \$17.50
This is one of our St. Clair Cast Cook Stoves, which we believe is the greatest value for \$17.50 that was ever offered; six-hole top, large oven; guaranteed baker and a stove that will surprise you for \$17.50.

Air Tight Heater
It's good for a couple of seasons and will make enough heat in five minutes to heat the entire room. This style, while they last, 95 cents.

Gas Heater \$1.95
The convenience of a Gas Radiator appeals to most everyone, and the price on this one is so low everyone can have one; has 6 tubes instead of 4.

WHAT WE ARE DOING
Having the greatest clearance sale of furniture, carpets, stoves, and everything in the house. Oakland ever had.

Phone Oakland 1987 Home A-2101

WHAT WE CAN ALWAYS DO
Save you from 10 per cent to 25 per cent on any complete outfit. Let us prove it.

1888 Broadway, Near Postoffice.

BRALEY-GROTE FURNITURE CO.

ALL THE CREDIT YOU WANT

BEATTY'S GOOD FORTUNE.
SAN FRANCISCO, Jan. 11.—Attorney Beatty of this city, who recently inherited \$70,000 left him by a Berkeley widow for whom he had done some legal work, today was granted \$2000 from the estate of his mother, who died several weeks ago, by Superior Judge Graham.

ANOTHER PARIS STRIKE.
PARIS, Jan. 11.—Another electricians' strike is threatened in consequence of the refusal of King Albert, secretary of the Electricians' Union. The electricians, at a meeting last night, demanded that

He has ventured an opinion; but even it is that when the victim reached a Receiving Hospital a couple of hours after he had gorged on the stuff he was troubled up like a jack-knife with excruciating pains in his bowels. The sick

Clay,

fourteenth and fifteenth

Clay, Fourteenth and Fifteenth

Macdonough, Under New Management, Will Be One of the Foremost Theaters on Pacific Coast

STAR ATTRACTIONS OF EAST WILL ALL COME TO OAKLAND

Manager Campbell Introduces Telephonic Innovation and Other Improvements for Convenience of Patrons

For the first time in her theatrical history, Oakland is to have an even chance with San Francisco and Los Angeles on the booking charts of the eastern show houses dictators who are sending to this coast in ever increasing numbers the greatest attractions of each successive year.

Under the new management of Harry H. Campbell & Co., who have taken over the Macdonough Theater lease, the popular playhouse is to be brought up to the standard maintained by the foremost theaters of the east. Attractions will be booked weeks and months in advance, and every one of the stellar shows which have hitherto delighted playgoers across the bay to the exclusion of those on this side, will be brought here for frequent and, where possible, extended engagements.

NEW MANAGEMENT.
H. H. Campbell, who has achieved no little recognition as a theatrical manager of unusual executive ability, both here and in the east, has taken direct charge of the local playhouse, and under his competent directorship the theater is to be thoroughly warmed by steam heat, added exits are to be thrown open and every possible means taken to secure the comfort and general satisfaction of the patrons of the house.

"We realize that there is an enormous field for just such a project as we have in mind," declared Mr. Campbell, to a TRIBUNE reporter, "and since coming to this city I have been more than ever surprised that the crying need for an up-to-date theater has never, up to this time, been met. Since I have been here the attractions we have been able to present so far have been greeted on each successive evening by capacity houses. That the people of this city appreciate and are ready to uphold the presentation of the best talent of the stage today right here in their midst, is evident."

TELEPHONIC INNOVATION.
Under Mr. Campbell's guidance the women ushers who have so long been in evidence at the theater have been done away with, and in their place uniformed men have been substituted. A second innovation is the establishment of a telephonic exchange for the exclusive use of patrons wishing to secure accommodations over the wire.

"This is a department which has been wholly overlooked heretofore," asserts Mr. Campbell, "and it is one of the first things that I set about to remedy. I have employed a man whose sole duty it shall be to take charge of our telephone calls and seats will be held until a reasonable hour in the evening."

"The convenience of such an arrangement is obvious. It is only necessary to ring up the theater to secure seats, and I anticipate its ready appreciation by patrons who, unable to call at the box office during the day, have hitherto been unable to secure courteous attention to their orders over the phone."

EXTENDED BOOKING LIST.
"I am receiving daily bookings for several weeks ahead, and where possible am endeavoring to extend the proposed engagements of some of the higher class attractions, with a view to keeping the house open continually. Heretofore the number of 'dark nights' have been a bad feature and under our regime I hope it can be completely done away with."

Among the list of plays and players for the coming weeks at the theater are to be found the foremost productions for this year. As the list has been arranged musical comedy will follow in rapid sequence the heavier drama, and foremost among the coming attractions is an entire week of grand opera, which will hold the boards late in February.

FAMOUS LOMBARDI TROUPE.
"I am giving the engagement of the Lombardi troupe my special attention," declares Campbell. "Mr. Lombardi is, and has been for many years, a warm personal friend of mine, and on his arrival here I anticipate little difficulty in inducing him to produce the finest selections in his large repertoire for the benefit of Oakland. The object is to afford residents on this side of the bay an opportunity to witness just such a grand opera week as San Francisco has known for several years past. No expense will be spared, and I hope that we also can make of it an annual event."

At the conclusion of the Warfield engagement which closes on Wednesday night, Max Pigman, the volatile comedian, who won wide favor here a year ago in "The Man On the Box," is to appear in the popular Broadway success, "Mary Jane's Pa," which, assert the critics, is the best thing he has done yet. Seats are now on sale.

NETHERSOLE COMING.

Following Pigman, Olga Nethersole, who has gained a reputation as a star of brilliant magnitude in exotic roles of a highly romantic nature, will essay her drama of social reform, "The Writing on the Wall."

The role is entirely different from anything she has done here in the past, and her portrayal of the lovely young society woman whose chief aim in life is the betterment of conditions for her fellow man, promises a revelation to those of us who have grown accustomed to her in such roles as Carmen, Sappho and productions of a like nature.

COMING ATTRACTIONS.
William H. Crane, who with Margaret Dale, former leading woman with John Drew, opened at the Columbia theater in San Francisco last night, will appear over here in "Father and the Boys," and he is to be immediately followed by the perennially popular musical comedy, "Babes in Toyland."

Other attractions will include Louis James, "The Great Divide," Francis Starr, William Gillette, Leslie Carter, May Robson, Marie Cahill, "The Virginian," Hattie Williams, Maude Adams, Robert Mantell, Blanche Walsh, Rose Melville, Otto Skinner, McIntyre and Heath in repertoire, Grace George and Charles Wyndham.

FIRST-CLASS THEATER.
Continuing, Mr. Campbell said: "I think we have one of the best theaters in the country. The acoustic properties of the Macdonough are perfect. The seats are well arranged and comfortable. When the improvements I contemplate are completed it will be cozy and warm and inviting. I want to impress the fact upon the people of Oakland that they will not have to go to any other city in the United States to see great performances, for the reason that every great performance given in this country will sooner or later be seen at the Macdonough theater. We have a population on this side of the bay some thirty like 250,000 people, and there is no reason in the world that if these people are given first-class shows and patronize us why we should not make a splendid financial success of our enterprise."

"The first big sign I placed in the box office when I took charge of the theater bore the single word, 'Courtesy.' That is the keynote on which I propose to conduct this theater. I am dealing with the public and they are entitled to every consideration at my hands. People who buy tickets I want to feel that they have the right to complain, find fault or make suggestions. I am not infallible, but I believe I do know how to deal with the public. What I want to impress upon the people is that there is not the slightest need of them going to San Francisco to see Eastern attractions, for the reason that every Eastern attraction that is booked for San Francisco is also booked for the Macdonough theater, for a sufficient number of nights in order to give everybody an opportunity to see the performance."

GREAT HOUSES.
"The theatrical business is like all others; when you deliver the goods you can get the patronage. For example, I want to call your attention to the engagement of David Warfield. We played to capacity last night, standing room being at a premium. At 10 o'clock this morning the entire house had been sold out for this evening's performance. Our sale for tomorrow evening is immense, and by noon tomorrow there is no doubt but what we will be sold out for the third night of this great artist's engagement."

"Olga Nethersole will soon be coming, and I have no doubt she will play to capacity every night she appears, for she is coming with a great play, well staged and well performed."

"I want the people of Oakland to take me into their confidence. I want them



H. H. CAMPBELL,
New manager of the Macdonough Theater, who is planning a series of improvements in the popular playhouse.

to advise with me and tell me wherein I am wrong. I want them to make suggestions to me and give me advice, for I am a newcomer in your city and am open to suggestions. I am one of those kind who do not believe he knows it all. Of course there are many things to be considered in making this theater the success I anticipate. In the first place, in order to secure first-class performances, I must be able to show the booking agents that they can get some return on their investment. It is for this reason that I am anxious to impress upon the minds of the people of Alameda county that they must patronize their home theaters if they desire to secure first-class performances. When these big shows are brought to the Macdonough a large expense they must be patronized. I want to assure the people that I am doing my best to win out and am succeeding in getting every large show that is touring the country. It is up to the people of Oakland to stay at home and patronize these shows if they want others to return in the future."

HE IS A BOOSTER.
"After living in San Francisco for a number of years I have made my home in Oakland and am now a part of this community. I have my own money invested in the theater with my partner's, and am coming here with the upbuilding spirit. I want to help upbuild the city, for in doing that I am building up my business. Already I have made several important changes in the manner of conducting affairs at the theater, which I think the public will appreciate. We are going to make good here. I mean by that that we are going to make money on our investment, but at the same time we want the city to get the benefit that will come to it by being known throughout the country as a first-class show town. You know when you go into a city and find a first-class theater with all sorts of Eastern attractions, you can put it down that that is a good city in which to make a financial investment. I do not want it understood that I am in any way knocking the previous management or any other management regarding the conduct of the theatrical business in this city. I am only saying that I intend to make the business of the Macdonough five times better than it has ever been in its history. I am going to give the people what they want and I know they will come and patronize me, because I am going to make it comfortable, pleasant and entertaining for them and I am going to try at all times to give them their money's worth."

FRANKWELL TO HENRY.
A man named Henry, who has been identified with the Macdonough Theater for several years, was immediately retired from any connection with the theater as soon as Mr. Campbell took charge. Henry's disloyalty to patrons of the theater has been so well known that hundreds of people refused to go inside the house while he had anything to do with the place. Mr. Campbell's action in putting him on the sidewalk the minute he took charge of the theater has brought him hundreds of compliments for his good judgment. There has probably never been a man in the theatrical business in any city who was more hated by the patrons of the house than this man Henry.

ASHES OF WOMAN ARE SCATTERED INTO BAY
From the dock of the ferry steamer Newark, the ashes of the late Mrs. Ann Croft of this city, were tossed upon the waters of Yerba Buena bay last evening off Yerba Buena Island where the steamer stopped on its 3 o'clock trip. There a simple ceremony was held in accordance with the last wishes of the deceased.

Mrs. Croft had requested that her remains be cast into the bay and the relatives of the dead woman appealed to Captain Leale to stop the boat, and under those circumstances he granted the request.

According to orders the engines were slowed down, and as the vessel was stopped the ashes were removed from the urn and were dropped upon the water.

Upon the completion of the ceremony masses of flowers were thrown directly upon the ashes.

Pneumonia Follows a Cold
but never follows the use of Foley's Honey and Tar, which stops the cough, breaks the lungs, and expels the cold from your system. Sold by Webster's drug store, Tenth and Washington.

PLYMOUTH ROCK NO NIGHTINGALE
It's Master, However, Enjoys Music Made By the Rooster

NEW YORK, Jan. 11. — That a Plymouth Rock rooster the property and particular pet of Jacob A. Riss, friend of Colonel Theodore Roosevelt, may get him into trouble with the department of Health unless he prevents the bird from crowing is the declaration of some of Mr. Riss's neighbors in Richmond Hill, Long Island.

Charles P. Berner and William Edwards, who live near Mr. Riss, say his rooster has a voice like a fog horn and commences crowing every morning at 2 o'clock. That his neighbors are too sensitive is the opinion of Mr. Riss.

"If I kept a nightingale in my back yard instead of a rooster, there would still be some neighbors who would complain," declared Mr. Riss yesterday. "This rooster speaks of is never heard before 6 o'clock. Of course, if the board of health notices that he is a nuisance, or if these neighbors can convince me that he is, I will remove the cause of complaint, but I will certainly not kill the bird, for I would not kill any bird or animal."

PROMINENT ALAMEDAN SUMMONED BY DEATH
ALAMEDA, Jan. 11. — Lorenz L. Schuler died last night at his home, 414 Central avenue. Death followed an attack of illness which he suffered yesterday while walking on Webster street. He fell to the pavement and was carried into a nearby drug store, where he was revived and taken to his residence.

Since sustaining a fall about three years ago, Schuler had never been in good health and was a constant sufferer. He had sudden attacks of illness and his condition had been serious many times.

Schuler was the son of the late Henry Schuler and Rose C. Schuler. The family formerly owned the Palace brewery in the west end. They were prominent in the German colony. On the death of his father young Schuler assumed the proprietorship of the brewery.

Deceased was a member of the old volunteer fire department. He was thirty-eight years of age and unmarried.

He is survived by a sister, Mrs. Sam K. Hule, and a brother, Frank A. Schuler, and a brother of the late John M. and William P. Schuler.

Deceased was a member of Alameda Parlor, Native Sons of the Golden West, under whose auspices his funeral will be held Thursday afternoon at 2 o'clock in Mountain View cemetery.

Short services will be held at the home of deceased prior to the funeral services at Mountain View.

SAYS THAT THIS IS GRAFT AGE

Justice Wesley Declares That the Dollar Mark Is Uppermost

TROY, N. Y., Jan. 11. — "The age of patriotism has yielded to the age of commercialism. Uppermost in the human mind today is not the Stars and Stripes, but the dollar mark."

Such was the declaration of Supreme Court Justice Wesley O. Howard in an opinion today reducing the compensation of members of a commission appointed to appraise damages to property resulting from the construction of the Ashkan reservoir in Ulster county, which is to furnish a water supply for New York city.

"While the commission furnishes avenues for the reckless escape of many dollars, there are other channels of leakage and waste fully as appalling," said Justice Howard, "it is greatly to be regretted that no public enterprise can be projected and consummated without this appalling loss, called 'graft.' Graft is not necessarily an illegal expenditure of money, but it is an unnecessary waste of money which characterizes the construction of every public venture."

"At least forty per cent of all the money appropriated for public use is lost in graft. A thing could be possible if this frightful leak could be stopped — roads, canals, libraries, asylums and hospitals."

"Graft is a product of our times and institutions. It is the people who are responsible. They expect graft, and even spoli and booty, to deplete their resources, whenever any great undertaking is ventured by them, and they look with complacency and toleration and indifference at ravages upon their property."

"Graft is as much an element to be reckoned with in computing the cost of a public structure as is cement or lumber. It has come to be a matter of course — this rake-off — a loss recognized by all who make estimates of cost in such cases. A public structure built honestly would be a freak."

Justice Howard declares that "the whole project of the condemnation of land in the Ashkan valley is characterized by waste, disorder and confusion."

We're Closing Out

200 BATH ROBES

Worth from \$3.50 to \$5.00, at

\$1.95 Each



C. J. HEESEMAN, Oakland

CARS RUN THROUGH FROM LEONA HEIGHTS

FRUITVALE, Jan. 11.—Through car service from Mills College and Leona Heights to Oakland was inaugurated yesterday morning by the Oakland Traction Company. Three of the most commodious and modern equipped cars owned by the Traction Company are in service on the new line. The schedule time for the trip between Mills College and Broadway, Oakland, is forty minutes. A delegation of young women students from Mills College went over the line yesterday in one of the big cars. Throughout the day there was a heavy passenger traffic, many people taking advantage of the through service to journey over the route.

NONE BETTER TO DATE

The unprecedented sale of the splendid mid-winter edition of THE TRIBUNE reflects the approval of the public. Send them East. Fine pictures, correct reading matter. Boost for the best city on earth.

Rev. I. W. Williams, Treasurer. Rev. I. W. Williams, Treasurer. We write us as follows: "This is to certify that I used Foley's Kidney Remedy for nervous exhaustion and kidney trouble and am free to say that Foley's Kidney Remedy did all that you claim for it." Sold by Webster's drug store, corner Tenth and Washington.

OUR ANNUAL CLEARANCE SALE Greater Values Than Ever Price Reductions That Have Crowded Our Store Every Day

The volume of business we have handled during this sale has broken all records. There are two good reasons—THE RIGHT MERCHANDISE and REDUCTIONS THAT ARE GENUINE.



Man Tailored Suit Made of high quality home-spun and tweeds. Regular \$25 value. Now \$12.45	Military Coat An exceptional model; made of high-grade material. Regular \$12.50 value. Now \$6.45	Tailored Suits Both single and double-breasted effects in broadcloths. Regular \$20 value. Now \$9.95
\$10.00 Long Coats \$4.95 Blacks, Mixtures, Tweeds. \$12.00 LONG COATS.....\$6.45 \$15.00 LONG COATS.....\$8.45 \$18.00 LONG COATS.....\$9.95 \$20.00 AND \$22.50 LONG COATS.....\$12.45 \$25.00 LONG COATS.....\$14.95	\$20.00 Man Tailored Suits \$9.95 \$25.00 Suits—Sale price.....\$12.45 \$27.50 Suits—Sale price.....\$13.45 \$30.00 Suits—Sale price.....\$14.45 \$32.50 Suits—Sale price.....\$15.45 \$35.00 Suits—Sale price.....\$16.45 \$37.50 Suits—Sale price.....\$17.45 \$40.00 Suits—Sale price.....\$18.45 \$42.50 Suits—Sale price.....\$19.45 \$45.00 Suits—Sale price.....\$20.45 \$47.50 Suits—Sale price.....\$21.45 \$50.00 Suits—Sale price.....\$22.45	\$17.50 Covert and Black Broadcloth Coats \$9.95 Finest Quality, Best Workmanship. \$22.50 Covert and Black Broadcloth Coats.....\$12.45 \$25.00 Covert and Black Broadcloth Coats.....\$13.45 \$27.50 Covert and Black Broadcloth Coats.....\$14.45 \$30.00 Covert and Black Broadcloth Coats.....\$15.45 \$32.50 Covert and Black Broadcloth Coats.....\$16.45 \$35.00 Covert and Black Broadcloth Coats.....\$17.45 \$37.50 Covert and Black Broadcloth Coats.....\$18.45 \$40.00 Covert and Black Broadcloth Coats.....\$19.45 \$42.50 Covert and Black Broadcloth Coats.....\$20.45 \$45.00 Covert and Black Broadcloth Coats.....\$21.45 \$47.50 Covert and Black Broadcloth Coats.....\$22.45
COATS Velvet, Caracul, Silk, Satin, Plush, at HALF PRICE.	CRAVENETTES Silk, Moire, Rain and Auto Coats, HALF PRICE.	\$10.00 Military Capes \$4.95 \$15.00 MILITARY CAPES (lined throughout).....\$8.45 \$18.50 MILITARY CAPES (lined throughout).....\$9.95
\$5.00 Walking Skirts \$1.95 \$7.50 Walking Skirts.....\$2.95 \$10.00 Walking Skirts.....\$3.95 \$12.50 Walking Skirts.....\$4.95 \$15.00 Walking Skirts.....\$5.95	\$8.50 Voile Skirts \$3.95 \$12.50 Voile Skirts.....\$4.95 \$15.00 Voile Skirts.....\$5.95 \$17.50 Voile Skirts.....\$6.95 \$20.00 Voile Skirts.....\$7.95	Toggery Eleventh and Washington Oakland

There's No Teacher Like Experience



Post Toasties

and cream.

It is a crisp, golden-brown food that quickly tells its own comforting story.

"The Memory Lingers"

Sold by Grocers.

Postum Cereal Co., Ltd., Battle Creek, Mich.

The Complaint of the Insurgents

The complaint of the "insurgents" that they are being read out of the party because they are no longer invited to attend Republican caucuses is a trifle ridiculous in view of the fact that they are arrayed in open rebellion against the caucus. The caucus represents the authority of the party—the will of the majority; but the insurgents have rebelled against the authority of the party and have steadily refused to be bound by caucus action. Why should they be invited to attend a caucus whose authority they deny? Why do they wish invitations to a party caucus when it is known in advance that they will not abide by its rules nor regard its mandates as binding?

The insurgents say that neglecting to send them notices to attend the caucus is equivalent to reading them out of the party. That is pure nonsense. They have read themselves out of the caucus by rebelling against its authority and voting against its mandates. If being outside the caucus is being outside the party, the position they occupy is due to their own acts. They got out of their own accord. When the contest over the House rules arose they defied the caucus, and have since been openly allied with the Democrats in opposition to the Republican majority in Congress. It is their announced purpose to overthrow, with the assistance of the Democrats, the authority of the majority of the party.

Yet they claim full fellowship in the Republican party. In open revolt against party discipline and in constant intrigues with Champ Clark, the Democratic leader, they demand admission to the Republican caucus. Why do they desire notice to attend the caucus? They are fighting it—in defiant contumacy of its mandates. They are demanding full recognition as Republican representatives when they are advocating Democratic policies and in league with the Democratic minority. They wish to get into the caucus that they may kick against it from the inside instead of from the outside, where they have voluntarily placed themselves.

Municipal Parks in California.

State Controller Nye has compiled the statistics relating to the park acreage of the leading cities in the State and the expenditures of public money on them by the several municipalities, which make the following showing:

City—	Expenditure.	Acreage.
San Francisco.....	\$380,434.05	1211
Los Angeles.....	158,181.52	3762
Oakland.....	112,832.68	323
Riverside.....	19,470.34	49
Sacramento.....	16,113.04	89
Pasadena.....	11,482.17	29
Stockton.....	11,178.99	19
Fresno.....	9,761.03	120
Marysville.....	7,704.73	14
Eureka.....	6,134.08	50
Long Beach.....	5,619.41	24
Santa Barbara.....	5,153.18	91

From the foregoing it will be observed that Oakland stands third in the list as to both park area and expenditures for park improvements. Regarding the pro rata expenditures for improvements and maintenance Oakland is entitled to the premier position, as it is spending more money annually per acre on its park area than any of the other large cities in California. Los Angeles leads the cities of the State in the acreage of its park systems, but it is only spending \$42.30 per acre for the improvement and maintenance of its parks. San Francisco spends \$314.18 per acre, while Oakland has spent at the rate of \$349.48 per acre. Moreover, what is more to Oakland's credit, with a few minor exceptions, the park lands it possesses have been acquired by purchase with the money of its taxpayers, whereas San Francisco's Golden Gate Park of over 1000 acres was a gift from the State, and at least 2800 acres of Los Angeles' park lands—namely, Griffiths Park—were acquired through the generosity of the man whose name it bears.

The year 1910 will witness the expenditure of anywhere between \$10,000,000 and \$20,000,000 in private and public service improvements. Make a note of it and think of the effect such an expenditure will have on the future values of property in Oakland.

Los Angeles is about to begin the construction of 300 miles of modern macadamized highways, having recently sold \$3,500,000 worth of bonds voted by the people for the purpose. Most of the agricultural counties in the State are now enlisted in the work of constructing good roads. It is in full swing in most of the southern counties and in nearly all of the counties in the Sacramento and San Joaquin valleys. In a few years California will have the best and most extensive system of good public highways of any State in the Union, and all classes of producers will reap a golden harvest from it in the reduced cost of haulage and the saving in wear and tear on horses and wagons.

As soon as weather conditions become settled a campaign for street improvement should be inaugurated. Many of the macadamized streets in the older sections of the city are in bad repair and should be paved with asphalt or bitumen. Likewise a great many sidewalks require paving and curbing. Property-owners should take this matter up earnestly and at once, co-operating vigorously with the municipal authorities in their efforts to better traffic conditions throughout the city. THE TRIBUNE hopes the Chamber of Commerce, the Merchants' Exchange and other civic organizations will give their aid and influence actively to a street paving movement.

Earthly Calamity Prophecies.

Camille Flammarion, the distinguished French astronomer, predicts the early destruction of the earth. And so does General William Booth, the head of the Salvation Army. They are not the first calamity prophets in the field. Their predecessors have occupied the center of the public stage from time immemorial. Perhaps the most conspicuous of the tribe was old Mother Shipton, who named the year of the dire calamity, which did not materialize, for the date has been passed and gone for over a decade and the old earth spins on its axis and swings in its orbit in the way it has done for unnumbered millions of years past, if we can place any faith in the judgment of geologists.

In the present instance, Flammarion, who has always been more or less of a sensationalist, pins his prediction on the seventy-six-year periodic return of Halley's comet on its orbit into the solar planetary system and its approach to the earth on its return to space not to reappear for another seventy-six years. That this erratic heavenly visitor is known to have gone regularly through the same periodic celestial performance, according to the records, before the birth of Christ without disaster to the earth or of any of the other planets in the system cuts apparently no figure in Flammarion's opinion. We are in for it this time, because the earth will be swept by its tail.

If the earth in the memory of the living had not gone through the same experience with comet's tails quite as large and emerged without any perceptible suffering, his prophecy of disaster next May might create a scare; but there are so many other reliable astronomers who give assurance that although the earth will sweep through Halley's tenuous tail in its course on its orbit without producing any visible effect, there is no cause for alarm in the slightest degree.

General Booth bases his prediction of calamity to the earth on different grounds. According to his ideas, its dissolution is imminent because of the wickedness of its people. We must make allowances for the venerable patriarch's age and his over-zealousness in the salvation of souls—a zeal, by the way, that has worked, all the same, wonderful changes in the moral and social conditions of humankind the world over, for the great system of evangelization which he has created and built up is a marvel of the last half century. But the venerable evangelist, with the characteristic pessimism which marks the serene and yellow leaf of life, says: "We have a world setting God Almighty at naught and rushing forward reckless of his wishes and threatening as to their fate. All nations seem to be banded together as one great people of rebellion, transgression and wickedness," which will wind up not in "a deluge of water sweeping the world and its inhabitants," but in its "destruction by fire."

In no time in the history of mankind, so far as the records of the human race show, has publicity of the doings of the race—its evils and its shortcomings—been so universal and complete as it is today, and the venerable Salvation Army leader has been misled into believing that the race is deeper steeped in sin and wickedness than it was at any previous stage in its history. He has evidently been carried off his feet, in consequence, and has overlooked the fact that the agencies for the improvement and uplifting of the race were never so numerous and effective before as they are now and that there exists, therefore, less cause than ever previously existed for the delivery of such a jeremiad. With all its faults, the human race is today more enlightened, leading a purer life and occupying a higher moral plane than at any previous stage in its development, and it is striving to reach a better and more consistent existence with the moral code than it has ever done before. If the world is doomed to dissolution, therefore, it cannot be due to the increasing wickedness which General Booth ascribes to it. This old earth has moved along safely in its orbit and man has inherited it for ages unnumbered, and we can safely trust that the Great Creator of the Universe will carry it along in the same old way for ages unnumbered to come, Flammarion and Booth to the contrary notwithstanding.

Why not send Edwin T. Stearns to Washington to urge upon Congress the need of deeper water for Oakland harbor channel? There is not a man in all the city better fitted for the job. He is tactful, persuasive, indomitable, and thoroughly familiar with local conditions. He is not entangled with any private interests and has no personal axe to grind. He would do all in his power to secure favorable action by Congress, and his record as secretary of the Chamber of Commerce is proof of his zeal and effectiveness.

The royal writs issued ordering the parliamentary elections throughout the United Kingdom in the various constituencies, and beginning on Thursday, set Saturday, January 15, as the day on which the majority of the constituencies will vote. Asquith wisely adopted this course, because, being a half holiday, it will afford a better opportunity for the workingmen resident in these constituencies to vote. The Conservative-Unionists are wrathful over the arrangement, and denounce the setting of Saturday for the elections in the great cities and industrial centers "as a low, unfair, despicable, cowardly and damnable trick." They wanted the elections in these constituencies to be held on Monday, when the greater number of workingmen would be unable to visit the polls unless they sacrificed a day's earnings.

**Congratulating
Engine Drivers**

Congratulations are due the engineers of that system and the Pennsylvania Railroad Company for having reached an amicable adjustment of the wages problem and related questions. When so numerous a body of men as this completes peaceful negotiations with the foremost company in the country the general railroad situation presents a very much more quieting aspect than it did a few weeks ago. Then the air was thick with rumors of conflict. The talk was that from one end of the land to the other there would be a demand by railway employees for better compensation, practically without regard to conditions. The strike of switchmen on thirteen Northwestern lines had just begun, and it promised well for the men who had gone out. The immediate effect of this dispute was to emphasize the disastrous consequences of such precipitate action upon the industrial and consuming community. That frightened business. Later developments in the Northwest have not been as favorable as the strikers had anticipated. The result is to make organized labor more cautious. Railroads in the meantime, with traffic pressing them hard and prospects for next year distinctly encouraging, have been at work discreetly allaying discontent and devising reasonable means to satisfy their employees. The combined result of all these events has been to improve the outlook for transportation companies, and there is substantial hope for uninterrupted operations.

In this crisis the course followed by the Pennsylvania Railroad and its engineers becomes of supreme importance and is worthy of hearty commendation. The influence of such a good example is bound to be widespread. The folly of others resorting to a less prudent and more dangerous policy, when interests which are so powerful a factor in the shipping world are pursuing the path of peace and prosperity, will be too plain to be countenanced.—Pittsburg Times.

Increasing Population of Britain

There is something apparently paradoxical, says the "Lancet," in the statistical fact that, in spite of the marked and steady decline of the birth-rate in England and Wales the actual number of births continues to increase. During the five years 1871-75 the mean annual birth-rate in England and Wales reached its maximum, and was equal to 35.5 per 1000; the mean death-rate during the same period was 22.0 per 1000. Thus the annual natural increase of population during this quinquennium was equal to 13.5 per 1000. During the most recent completed quinquennium, 1901-5, the annual birth-rate had fallen to 28.1 and the death-rate to 16.0 per 1000. Thus the mean annual natural increase of population did not fall below 12.1 per 1000 during 1901-5.

While, however, the rate per 1000 of natural increase of population, notwithstanding the marked decline of the death-rate, showed a distinct decrease during the thirty years referred to, the annual number of registered births to increase, owing to the constant addition to the population by excess of births over deaths. During the five years 1871-75, with a birth-rate of 35.5 per 1000, the average annual number of births registered in England and Wales did not exceed 631,755; whereas in the five years 1901-5, the average annual number of registered births had increased to 938,651. Similarly, notwithstanding the decline during the thirty years of 1.4 per 1000 in the annual rate of natural increase of population, the actual numbers annually added to the population, which averaged

317,185 during the five years 1871-75, had increased to 404,341 during 1901-5. It is interesting to note that while the mean-rate of natural increase of population, by excess of births over death, was equal to 12.1 per 1000 during the five years 1901-5 in England and Wales, it was during the same period equal to 14.3 in the German Empire, 14.2 in Denmark, 14.1 in Norway, 10.7 in Italy and in Belgium, 10.5 in Sweden, 10.4 in Switzerland, 9.2 in Spain and only 1.6 per 1000 in France.—London Times.

Sentence Sermons

No man is fit for good society who does not help society to goodness. That is far from being a home where you cannot see the family for the furniture.

To make men good by force is to force out of them the dynamic of real goodness.

Half the battle against real sins would be won if we would ignore the imaginary ones.

The streets of our cities are the only practice grounds for walking the golden rule.

Many a preacher would revise his sermons on the next life if he knew more about this one.

No amount of anxiety to save the folk can make up for unwillingness to save and serve folk.

There are too many who want to stand on the zero mark, neither minus nor plus, in the moral scale.—St. Louis Democrat.

Blushing--Causes and Cures

Blushing is a curious phenomenon, often very disagreeable to the sufferer. It is due to a sudden relaxation of the walls of the minute blood vessels of the surface of the body, and is caused by physicians among nervous affections of the circulation.

Self-consciousness is usually the exciting cause of habitual blushing, which occurs therefore more commonly in bashful children, and in girls more frequently than in boys. Those who blush easily are generally of a sensitive, nervous temperament, and as contact with the world modifies this somewhat the habit gradually disappears with age.

The face is the part where blushing more commonly occurs, although any

other part of the body may show the same change. One who watches the blushes of a painfully embarrassed person may see a faint pink flush spread over the ears and throat as well as the cheeks. It is said that among uncivilized tribes, where much of the body is habitually exposed, blushing, when it occurs at all, may involve all the uncovered parts. It is probably because the face is the part by which one is identified—that it is the recognized seat of the blush.

Sudden attacks of general blushing without any apparent reason may affect those who are somewhat advanced in life and constitute a most disagreeable symptom.—Youth's Companion.

**Twenty Years Ago
in Oakland**

City Council passes a resolution for the purchase of a chemical engine at a cost of \$700.

Perryboat Oakland lost a rudder on her trip to San Francisco this morning.

Sheriff Hale's report shows that there were 1277 prisoners in the county jail last year, of which 798 served time.

Dr. S. H. Melvin is elected library trustee to succeed John Lynch.

Southern Pacific railroad estimates their damage for week on account of snow blockades to be half a million.

Trial of John H. Church Sr. on a charge of perjury is continued.

Bachelor's Musings

Money could do a lot more for a man if he wanted it to do less.

A woman believes in her husband so as to know that she ought to.

The reason a man has faults is that if he didn't they would be vices.

There's more brotherly love in a kind word than in a truckload of tracts.

Relatives can give you a lot of kind feelings for them by your not having any.

The more a man is on good terms with himself the less he is likely to be with others.

There is only one thing that a girl would rather be than pretty, and that's prettier.

Topics Timely and Interesting

A building in San Diego, Cal., has a novel feature in the form of nesting places for birds. It is in the business part of the city and was erected by Daniel Cohen, by whose order many places along the front of the house where there were depressions in the wall were partly covered over with a sheet of cement, leaving a little room in each instance. These apartments were quickly discovered by birds, who "squatted" there and built their nests, forming an interesting colony. The idea is not unique, however, for a building similarly provided with apartments for birds exists at Los Angeles.

"Huh! So it took a man in the library of congress to find that out, did it?" remarked an old theatergoer in commenting on the report that the chief of the music division of the national library had finally declared "Dixie" the most popular tune in America. "Well, I'll bet he's been to a few performances in New York. I've known that every time they play that air in a New York theater it makes me think I'm in Richmond or Atlanta? And I'll bet that even down there they don't appreciate it any more than the people do up here. Just watch and listen the next time you hear it in Manhattan."

Aerial navigation as a regular method of transportation is assured in Germany. The stock of the new German Airship Company, to operate ships between Hamburg, Leipzig, Munich, Mannheim, Eberfeld, Essen, Stuttgart, Cologne, etc., was largely oversubscribed. Two ships are to be delivered and put into commission in the first half of the new year—Zeppelin IV, and Zeppelin V. Meanwhile, huge airship stations will be constructed in the various cities between which the aerial vessels will ply, carrying both passengers and freight.

Zeppelin IV, to be delivered in April for use by the German Airship Company, will be the largest ship which the cele-

brated German has yet built, with a capacity of 20,000 cubic meters of gas. Instead of aluminum, the framework will be constructed of a new alloy, called electo-metal. Two motors will propel the ship, and there will be a third for emergency use. The gondolas for passengers will accommodate a maximum of forty.

Aerial navigation as a commercial enterprise is bringing with it the solution of various problems by the German engineers. One is perfecting for the new company a system of a complete network of signal lights for guidance on the night trips. For fog there will be added signals by bell and siren.

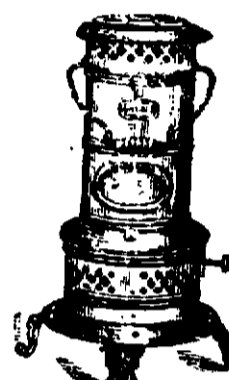
To enable airship pilots to find their course, the Imperial Observatory at Wilhelmshaven has devised by J. R. Bidinger a "duplex compass," which is described as a "delicate indicator of the horizontal intensity of the earth's magnetism at any point." Observations with the simple needle are difficult, because of the whirling motion of balloons running before the wind. The duplex is not affected by rain and other motions usual to balloon ships.

The British Government cut the Gordian knot by deciding that whiskey was whiskey, and that it was all good, whether blended or straight, new or old. Irish whiskey was made in Ireland in large stills, and Scotch whiskey was made in Scotland in small stills; new whiskey acted on the constitution like an old whiskey—except it acted with an increasing thirst.

In the Liverpool slums, once so notorious, 15,000 unsanitary houses out of 22,000 have been demolished. Twelve

thousand were cleared away by the municipality and half that many by private enterprise. Of the 4,000 slum houses still left, the housing committee of the City Council is now dealing with six unhealthful ones. In place of the old structures which are coming down new dwellings will be erected by the municipality to accommodate 223 persons. The cost of new housing reform has not borne heavily upon the taxpayers of Liverpool. After the credit of rents is deducted, the present net amount charge to the ratepayers is 2 pence on the pound—about 4 cents on \$4.86. It is estimated that when the work is completed, including recreation grounds, etc., in the former slums the charge to the ratepayers will be 2 1/2 pence on the pound—about 5 cents on \$4.86.

Dr. Leyon of Paris believes the physicians of Leopold were so confused and frightened that they entirely lost their heads. When King Edward had his big abscess near his appendix his household doctors were in the same plight. Dr. Fred Treves was sent for; he found the household doctors at sea in a perfect funk and tangle of fear. Treves said no times was to be lost; he must operate at once. The doctors said no, and Queen Alexandra said no. Treves said he had no time to waste. He would operate at once or quit the case. He split the King open front and back as freely as if he were a great watermelon, and stuck a big drainage tube straight through him. As for Queen Alexandra, she would not be convinced until Treves showed her in a glass the pint of pus that ran out.



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ANNOUNCEMENTS.

SMITH BROS., THE THIRTEENTH STREET STATIONERS, CONDUCTING A BIG CLEARANCE

ARE GIVING TREMENDOUS VALUES IN STATIONERY, PICTURES, ETC.—CALENDARS CAN BE BOUGHT FOR HALF PRICE—GREAT VALUES IN BOOKS IN SETS.

Smith Bros., the stationers, evidently believe in the old business principle of a quick turn over of stock. Their Clearance Sale seems to prove this fact, at any rate, for they are most successfully forcing business by price reductions.

"We hold these sales once a year, every January," said Mr. Chas. Smith this morning, "and people always anticipate them and take advantage of them. Take this sale, for example. We are selling writing paper in fancy boxes for exactly one-half our Christmas prices. Then on calendars we make a cut of one-half. This means that people get two calendars for what one cost last week. Then there is another department which shows up big and that is framed pictures. Our stock of framed pictures, as every one knows, is a magnificent one, and when we advertise reductions all the way from 25 per cent. to 50 per cent. it isn't any wonder people rush to get a few of them."

Probably the most interesting reductions the concern has made have been their art department, particularly the cuts they've made in wooden novelties used for burning purposes. The entire stock of this department, consisting of everything imaginable to burn, has been reduced 50 per cent.

I notice that the writing paper, which we have reduced one-half, seems to draw the greatest crowds," continued Mr. Smith, "but believe before the sale is over that our patrons will discover that there are other savings equally great. Take books in sets, for instance, which have been reduced one-third. It takes people a little while to realize that such cuts are bonafide, but when they do find it is so they purchase heavily."

The object of this sale is to clean up all odd ends in the store. Smith Bros. enjoy a tremendous Christmas business, and as a natural result were left with thousands of dollars worth of odd articles. Take calendars, for example. If these cannot be sold in January they cannot be sold at all. This is also true of Christmas boxes of stationery, books in sets and in fancy bindings, diaries, fancy leather goods, such as purses, pyrographical supplies, etc. These are the things that suffer the greatest reductions.

This sale offers an exceptional opportunity to the public which should certainly be taken advantage of. Smith Bros. store is on Thirteenth street, between Broadway and Washington.

How to Make Better Cough Syrup Than You Can Buy.

A full pint of cough syrup—enough to last a family a long time—can be made by the recipe given below in five minutes, for only 5¢ cents. Simple as it is, there is nothing better at any price. It usually stops a deep-seated cough in twenty-four hours, and is a splendid household remedy for whooping cough, colds, hoarseness, bronchitis, etc.

Take a pint of granulated sugar, add ½ pint warm water and stir about 2 minutes. Put ½ oz. Elix in a pint bottle and fill up with syrup. Take a teaspoonful every one, two or three hours. It keeps perfectly and the taste is pleasing.

The chemical elements of pine, which are very healing to membranes, are obtained in high proportion in Elix, the most valuable concentrated compound of Norway White Pine Extract. None of the weaker pine preparations will work with this recipe. Your drug-gist has Elix or can easily get it for you.

Strained honey can be used instead of the syrup, and makes a very fine honey and pine tar cough syrup.

LOSES MIND THROUGH WORRY OVER AFFLICTION

STOCKTON, Jan. 11.—Constant worry over the fact that he was suffering from tuberculosis caused Godfrey Adamson, a well-to-do farmer of Acampo, in northern San Joaquin county, to go insane. He was duly committed to the local State hospital, but lived only a day after being registered at the institution, though he appeared to be quite strong when admitted.

The continual preying of the disease upon his mind worked for greater havoc than the germs in his lungs, and he is believed to have died many months before he would have fought the disease.

Some years ago he came out from the east with a party known as the Christian colony, which purchased a large tract of land in the northern part of San Joaquin county, and he prospered. He was fifty-six years of age, and a wife and a nine-year-old daughter survive him.

PIEDMONT TURKISH BATHS. Salt water bath. Twenty-fourth and Oakland avenue.

MOUNTAIN BIRCH WILL BE PLANTED

San Leandro Residents to Beautify Joaquin Avenue

SAN LEANDRO, Jan. 11.—Joaquin avenue, San Leandro's principal residence street, is to be converted into a bower of beauty if the plans formulated by property owners along that thoroughfare in a meeting last night in the Auditorium, are carried out.

Joaquin avenue has long been lacking in the amount of trees necessary to make it look fit to be termed the city's principal residence street. Some weeks ago property owners along the thoroughfare met and discussed a proposition to plant pink flowering locust trees at intervals of fifty feet apart. The plan of trees to be planted, and considerable opposition arose against the locust tree as a street ornament because of its size. A committee was finally appointed to visit the University of California to learn, if possible, the best variety of shade tree for the kind of soil about San Leandro.

The committee reported their findings at a meeting held last night. As a result, property owners will plant mountain birch trees in front of their holdings on Joaquin avenue. An order for 1000 of young mountain birch will be placed today, and the work of planting the trees will commence just as soon as they arrive. Every resident along the thoroughfare has pledged himself to plant trees at intervals of forty feet apart without loss of time.

Foley's Kidney Remedy will cure any case of kidney or bladder trouble that is not beyond the reach of medicine. It invigorates the entire system and strengthens the kidneys so they eliminate the impurities from the blood. Backache, rheumatism, kidney and bladder troubles are all cured by this great medicine. Sold by Webster's drug store, corner Tenth and Washington.

Try Murtin's Eye Remedy for Granulated Eyelids and Pink Eye. It cures.

Not in Milk Trust HORLICK'S MALTED MILK

The Food-drink for All Ages. More healthful than Tea or Coffee. Agrees with the weakest digestion. Delicious, invigorating and nutritious. Rich milk, malted grain, powder form. A quick lunch prepared in a minute. Take no substitutes. Ask for HORLICK'S. Others are imitations.

HOLD DISCUSSION ON NEW CHARTER

Civic League of Melrose Shows Interest in Future of Greater Oakland

A new charter for Greater Oakland formed the main topic of discussion at the meeting of the Civic League of Melrose, which met last night in Sousa's Hall for the purpose of discussing the conditions under which Oakland will be governed in the future. Arrangements have been made for a series of lectures bearing on the subject of city charters, the first of these to be given Friday evening, February 4th, by Charles Z. White, who will outline the provisions of the Des Moines Charter, with which he is extremely familiar.

Individual study of the part of members of the league will also be made a feature of future meetings, each man being assigned a particular subject to look up, and report its favorable or unfavorable points to the meeting. In this way it is expected that a full understanding of the subject will be obtained by all the members, as a free for all discussion will follow the description of each provision as taken up. A resolution was adopted, reciting that as one of the written promises of the mayor of this city to the Chamber of Commerce, and Merchants' Exchange, given to induce this district to favor annexation, was that the California Railroad, running through the Melrose district to Leona Heights, would give a better service, and that such service be asked. The proposition, which may be put into operation by the car company is strongly objected to by the Melrose people, as the last evening car will leave at 9:30, and the people contend that a reasonable service would be to run the cars until after midnight. The resolution passed last night will be presented to the people and organizations who during the annexation campaign promised service by a committee composed of E. A. Freeman, Charles C. Calhoun, and Charles C. Calhoun, and public committees, which will take charge of the work of the league, was appointed at the meeting. The personnel of the body being as follows: E. A. Freeman, chairman; Charles C. Calhoun, secretary; George Ingraham, C. Larsen and J. Roggen. The committee will meet to formulate plans for the betterment of the district and the securing of publicity regarding the advantages of the place. Several applications for membership were received in the league, and double business transacted.

FORMER LOCAL COMPOSER SENDS COPY OF WORK

The first copies of a musical composition by Chester A. Finch have just been forwarded to his many friends about the bay. Finch, who is now doing his work at Spokane, was a member of the class of 1907 at the State University, and while there attained a very favorable position in the musical world of the college community.

The "Buccaneer" is the name of his first published work, a copy of which was received today by Chief Deputy County Auditor Henry Rogers, who elaborated with Finch and Hans Lissner in the production of the university football score of 1904 when they were all attending the State Institution.

FOUR CASES AGAINST BANK WRECKER DROPPED

SANTA ROSA, Jan. 11.—The four criminal charges against Ed S. Rowland, the Headburg bank wrecker, were dismissed by Judge Emmet Seawell yesterday afternoon. The Court acted on the motion of District Attorney Clarence P. Lea. Rowland was indicted on separate counts by the late Grand Jury and was tried on one of them and convicted. He took the case to the Appeals Court and was beaten on a motion for a new trial, and then elected to take his prison sentence. He is now in the State Prison, and other four cases against him have been hanging since his conviction, and their dismissal clears the court calendar of his name.

SHEPHERDERS MEET DEATH IN THE SNOW

CARPAR, Wyo., Jan. 11.—Related reports from the snowbound range country indicate that sheepherders met death with their flocks in the extremely cold weather of December. Herders employed near Elton and Shoshone are reported missing.

Antonio Galoritz, who struck to his sheep through a blizzard lasting twenty-four hours, succumbed to an attack of pneumonia after reaching camp. Tom Mahoney, who drifted before a storm for three days and nights, had both hands and feet frozen. He is not expected to live.

MANY STEAMERS UNLOAD CARGOES AT LONG WHARF

The following steamers have arrived at Long wharf: Brunwick, with 46,000,000 feet of lumber; Howard, 240 poles; Arle, loaded with scrap iron for New York; Sea Foam, with 60,000,000 feet of lumber; Admiral Sampson, with 1100 boxes and is loading cement. The lighter San Francisco is loading cement.

RULE OUT BOUQUETS AT YALE PROMENADE

NEW HAVEN, Conn., Jan. 11.—After many attempts of previous committees, the promenade committee of the present junior class at Yale has adopted a plan by which the costly expense of flowers and the promenade of chaperones and partners will be abolished. When the juniors applied for tickets to the promenade, they were forced to sign a pledge that they would not bring flowers and otherwise were not allowed to obtain the tickets. The rule applies this year to the blarney on Saturday night, the exercises, the concert, the promenade, self and all its festivities. It is estimated that the savings to each member attending the Junior "Prom" will average about \$15.

Hale's Spring Suits

The \$15.00 suits are especially noteworthy—true in every sense to Hale's renowned suit values—values that are not found elsewhere, and made possible only through the incomparable purchasing power of the Hale Six Store Buying Organization.

A spring suit is about the most advisable purchase at this time. Note that spring suits differ radically from the more accustomed styles, primarily in length of the coats, 33 inches being about the average length. A special effort to have an early display of suits in authentic spring fashions and at popular prices is manifest at Hale's, where the first shipment of spring suits to be shown in this vicinity is now on sale.

The illustration shows one of the leading models for spring. A well-tailored suit, made from black and white checked granite cloth. The skirt is full width and plaited. The coat, 34 inches long, is lined with 2-season satin, finished with shawl reverses covered with black Duchesse satin, with an inner edging of silk cord. Pockets, sleeves and buttons finished to match revers. A worthy specimen of Hale's \$15.00 suit values.

Masonville Undermuslins

GUARANTEED for Wear—Superior in Construction—Uniform in Quality, Weight and Finish

A fresh shipment of exclusive Masonville Undermuslins now on hand will doubtless add to the value giving reputation of this January Sale of Undermuslins. For these garments are sold with a positive guarantee to wear or money will be refunded. Masonville Undermuslins are made from a stouter quality muslin than ordinary garments—very firm and lasting. A choice of strictly plain garments or others more fancily made and ornamented with heavy finished trimmings.

Masonville Muslin Drawers\$50c to \$1.00
Masonville Muslin Chemises\$50c
Masonville Muslin Gowns\$1.00 to \$2.25
Masonville Muslin Tight-Fitting Corset Covers\$50c

MAYOR CHECKS DOG CATCHERS

"Give Owners Time to Get License Tags," Says Mott to Poundmaster

FRUITVALE, Jan. 11.—Because Mayor Frank K. Mott, of the newly enlarged city of Oakland, believes that every owner of a dog should be given ample opportunity to secure a license tag for their canine, the initial raid of city dog catchers under the leadership of Poundmaster John Zabel, according to Zabel's program, two wagons and a cart, manned by a half score of able bodied men, were sent out yesterday morning, on the canine "clean-up" day. The period between the present date and the first of the year was thought by the city official for many months to have been sufficient time for dog owners to have secured a license. Zabel himself is for each unlicensed dog, he captures and which the owner thereof redeems from death in Zabel's special charcoal-fume process. For each unlicensed canine which he puts to death the poundmaster receives \$1 from the sources of revenue. Zabel also claims dogs to any persons who desire to buy them.

Why Mayor Mott heard that the poundmaster contemplated a sudden swoop upon the untaxed canines of the city, Zabel, immediately, in a letter called a halt on the intended operation. Sufficient warning that their dogs would be nabbed by the dog catchers if they were found without a license should be given the owners, the city chief executive told Zabel—and ordered the period of grace to be extended until official consent should be given for the contemplated war on the bow-wags.

"The dogs are all ready to get busy—but the mayor won't let us go ahead," said Zabel last night. "I ordered my deputies to catch only twenty-five dogs a day in each wagon, so that the residents out in the new districts could take warning and tag their dogs if they were not already wearing license tags. The mayor thinks we ought to wait longer, however, so my men will hold off until they get official consent. There's about a thousand dogs running loose out there, however, so it will take us a long time to clear them up."

BOB CATS AND COUGARS ARE BAGGED IN PLENTY

MONTROSE, Colo., Jan. 11.—Four bobcats and a big mountain lion is the game bagged in one day by Morris Green, aged 15, who claims the record among Colorado's youths. Nimrod, Young Green, has slain thirty-eight bobcats in the last year.

INDIGESTION QUICKLY RELIEVED

By the aid of Hostetter's Stomach Bitters. You know the symptoms—Gas on the Stomach, Belching, Bloating, Heartburn, Vomiting, Sick Headache and Sour Risings—but perhaps you don't know that if you neglect these symptoms your ailments may develop into chronic dyspepsia. Don't take any chances when it is possible to prevent the trouble at the very beginning. Get a bottle of Hostetter's Stomach Bitters today from any druggist or dealer and take a dose before meals for a few days and just notice the improvement in your general health. Your appetite will return, digestion will become perfect, the bowels will be kept open and the liver and kidneys kept in a strong, active condition. Then you will be only too glad to join with the thousands benefited during the past 60 years in proclaiming the Bitters the best.



January Bargains in Used Pianos

A Great Clean-Out of Used Pianos, Shop = Worn Pianos and Sample Pianos. Our Bargain Basement Crowded to Overflowing.

This is your opportunity to secure a good piano at a surprisingly low price. Seeing is believing. All that we ask is that you inspect these piano values.

Used \$450 Kimball A cabinet upright, rich mottled mahogany. When new \$49.00, now \$7 Monthly.	\$215
\$650 Used Knabe Parlor upright, in Santa Domingo mahogany, a very fine make, now \$8 Monthly.	\$365
\$450 Fischer Piano Suitable for an artist's studio. Made of a very fine mahogany; when new \$49.00, now \$7 Monthly.	\$300
\$350 Sherwood & Sons Piano Has a very fine tone, in a rich mahogany case, a very graceful style. When new \$350, now \$6 Monthly.	\$175
\$350 Used Brewster Mahogany Upright Grand, very elaborately carved, in perfect condition. When new \$350, now \$6 Monthly.	\$200
\$900 Weber Pianola Piano The finest player piano. Comes in selected mottled mahogany. When new \$900, now \$10 Monthly.	\$600
Wheelock Pianola Pianos Beautiful mahogany case, has Mottled style and Theodist, and is right up-to-date. When new \$750, now \$8 Monthly.	\$515
\$300 Iverson and Sons Very fine upright, in a swell Colonial case, a very handsome piano. When new \$300, now \$6 Monthly.	\$165
\$275 Gaylord In mottled walnut, a large size upright piano that will give good service. When new, price \$275, now \$6 Monthly.	\$150
\$350 Rudolph A cabinet upright; a piano of a very sweet tone. When new \$350, now \$6 Monthly.	\$210
Used Original Gilbert & Co. Guaranteed to be in perfect condition. Regular price when new \$350, now \$6 Monthly.	\$175
\$275 Kohler & Campbell Boudoir upright, suitable for small apartments, a little gem; absolutely as good as new. Formerly \$275, now \$6 Monthly.	\$190
Used Kohler & Chase In a cabinet style, carrying with it the iron-clad Kohler & Chase guarantee. When new \$250, now \$8 Monthly.	\$260
Used \$700 Auto Piano Perfect condition. Don't pay \$700 for this instrument, you can buy it here for \$10 Monthly.	\$375
Used Pianolas In mahogany, cannot be told from new. Regular price \$300, now \$7 Monthly.	\$165

KOHLER & CHASE

1015 Broadway, near 10th St.

IN SOCIETY

15

SENDS KISSES AS ANTIDOTE TO SUICIDE THREATS

Friends
225 San Pablo Ave.

BALL SAYS HE MAY QUIT JOB

Will Resign Rather Than Go
Into Court for His
Salary

Fire Marshal Nick H. Ball will resign his position at the head of the Oakland fire department, if the auditor does not approve his salary warrant for the amount, as was fixed by the council when it created the position he now holds and about the legality of which there exists considerable doubt among the attorneys.

City Auditor Gross will make a report on the status of the case to the fire and police commissioners tomorrow, and the fact that he has decided to do so creates the impression that he is not favorably impressed with the authority of the council to create the position of fire marshal which gives Ball a higher salary. It is argued that otherwise he would promptly audit the salary demand.

There has been some talk of testing the authority of the council in the courts by means of mandamus proceedings, directed against the auditor to show cause why he should not audit the fire marshal's salary warrant, and thus bring the question up for judicial determination.

To this the fire chief will not lend countenance and declares that he will not go to law to collect his salary.

"There is no use arguing about the matter," said Chief Ball. "If I cannot get the salary I am entitled to without going to court, I do not want it. I have no head with the auditor's determination in regard to the matter and if it is against me I will quit the service. I have put in a good many years working for the people of Oakland at a small salary and do not feel like continuing to do so. I will not sue for my salary, but will hand in my resignation."

To the event that Ball resigns it is believed that his assistant Sam Short, will be promoted to succeed him. Ball himself will not declare a preference in the matter but his friendship for his associate is so pronounced that the figures take their cue he will favor his promotion.

Declares That Japanese Met With an Accident

Deputy Sheriff George Vales and Ed Sweeney, who were assigned to investigate the death of Y. Sarantani the Japanese whose body was found in the water at Alvarado yesterday, and who was supposed to have been murdered reported this afternoon to Sheriff Barnett by telephone to the effect death was accidental.

BANK RULE CAUSES INDIANS TO SUFFER

NORTH YAKIMA, Wash., Jan. 11.—Charging that there is suffering and want, and in some cases actual starvation among the Indians of Yakima reservation, former Indian Agent Jay Lynch has written Senator W. L. Jones at Washington asking him to take steps toward bringing about a better condition. Major Lynch says the present condition is largely attributable to the recent rules about depositing rent money in banks that can be drawn and paid only when authority is granted from Washington.

TALL AND SHORT MAN ROB ANOTHER VICTIM

SAN FRANCISCO, Jan. 11.—The long and short holdup men had another inning early this morning, when, at the point of a pistol they robbed G. W. Cross, a discharged soldier, at Broadway and Kearny streets, securing \$32. Cross reported the robbery to Policemen Bigelow and Boland.

WIFE WILL WORK FOR FREEDOM OF HUSBAND

NEW YORK, Jan. 11.—"I will devote my entire time to freeing my husband," Mrs. Charles W. Morse declared today on her return from a visit to her husband who is serving a term of fifteen years in the Federal prison at Atlanta, Ga. She said she would do everything possible means to obtain the former banker's release.

WARFIELD BRINGS TEARS FROM WELLS OF MEMORY

Western Star Appears in the Never-to-Be-
Forgotten Human Drama, the
Music Master

We have seen the great Warfield at last. After six long years of success in his wonderful comedy of laughter and tears, the famous comedian opened at the Macdonough theater last night before a house crowded to the doors, and an audience which received him with open arms.

Just a gentle old man, with a shock of iron gray hair and a great friendly blue smile, he glided before the footlights with a half hesitant, half sprightly step bringing into our atmosphere of the West a man village of the old world.

He is a comedian of pathos, as David Warfield, and in "The Music Master" he tells it in your heart and in the same breath. There is a laugh in your cardiac regions as he tells it, and the tears that are not tears of hopeless grief, nor yet the divs of tears of tragedy—they are the kind that come from the little wells of memory.

ALL HUMAN SCORROWS.
The sorrows that Warfield breathes are all human sorrows—humorous sorrows, one might call them—the tender kind that

are sweet. There are no keen pangs in this play of the heart—no theatrical jabs to thrill one moment and depress the next, no brilliant revelation of a pre-ordained psychology, no "literary" exposition of a vulgar sin and no phase of a human document touched with poetry and surcharged with the best of human nature.

He will appear again tonight and tomorrow night will mark the conclusion of his three-day stay in our midst. From here he returns to his native land, under the direction of David Belasco, he is to star next season in a repertoire of dramas and for a time "The Music Master" is to give way to newer things. It is not the end however. Once seen the drama is not to be forgotten, and from time to time the whimsical public of from one side of the continent to the other, his play, will demand a resurrection of the tale.

Max Fignani, that voluble comedian who pleased us nightly a short few months ago in his merry frolics of Harold McGrath's "The Man on the Box" will follow Warfield opening in "Mary Jane's Pa" for a brief engagement.

DOGS BRINGING IN A REVENUE

License Money for Canines in
Outlying Districts Is
Pouring In

Money is pouring in to the city treasury from the annexed district. It is coming in the form of dues for dog licenses. Over a thousand of them having been procured since the first of the year, according to the statement made today by City Treasurer Edwin Messer.

Fair warning was given of the coming of the poundmaster to the new section of the municipality by the police officials and there was a general invasion of the treasurer's office by the owners of pet canines out there during the last few days by the possessors of dogs who were desirous of saving them from the fate that is meted out to the untagged canine by the calloused pound officials.

Yesterday the pound deputies made a sortie out through the new section of Oakland and returned laden with howling and barking spoil. Many of the residents express themselves as being pleased with reduction in the number of canine inhabitants that have infested the outside districts and which are now threatened with being considerably reduced by the incursions of the poundman.

Cardinal Satolli Is Taken to Last Rest

ROME, Jan. 11.—Funeral rites over the body of Cardinal Satolli were held today at the church of St. John in Lateran. There were present all the cardinals, vatican officials, diplomats accredited to the Holy See members of the Roman aristocracy and many Americans.

Cardinal Vannutelli pronounced the obsequies at the catafalque. Manager Kennedy, rector of the American College, was present with the college choir.

WOULD HANDLE ENTIRE YEAR'S TOBACCO CROP

LEXINGTON, Jan. 11.—Thomas W. Lawson of Lexington who came here yesterday to outline a plan to the Burley Tobacco Society by which he and interested would handle the 1909 pooled crop of tobacco, left here today for Boston. The Burley Society expected the financier to purchase the crop outright and was disappointed. It is said at his plan for forming a combination to oppose the American Tobacco Company.

KIRMESS PLANS WELL UNDER WAY

Chairman Kenneth Millican
Appoints His Staff of
Assistants

Kenneth A. Millican, who by virtue of his position as president of the Alameda County Society for the Prevention of Tuberculosis, which organization is to be the beneficiary of the Kirmess which is to be given next month, has been named chairman of the finance committee of the big fête, has selected as his assistants J. Y. Eccleston, cashier of the Oakland Bank of Savings, and George S. Merdith, cashier of the Farmers and Merchants Savings Bank.

The entire finances of the Kirmess will be in the hands of Millican, Eccleston and Merdith. The executive committee of the festa consists of Mrs. Mark L. Requa, general chairman, Mrs. H. C. Capwell and Miss Grace Trevor.

It has been decided that the Kirmess be held in the skating pavilion at the Piedmont Baths, on Twenty-fourth street instead of at Idora Park as was first planned.

Widow of Capitalist Is Run Down by Auto

SAN FRANCISCO, Jan. 11.—Mrs. Ella P. Young, the widow of the late W. W. Young, a former capitalist of this city, who resides at the Hotel Granada, was run down and probably fatally injured in front of the hotel by a Sutter and Hyde streets at 12:30 this afternoon.

Mrs. Young, accompanied by her daughter, were going downtown on a shopping excursion and were crossing the street to wait for a car when an automobile, driven by H. A. Robert, borne down upon them.

Mrs. Young was the danger and endeavor to pull her mother out of the way, but was unsuccessful, and the woman was thrown a considerable distance, receiving a severe lacerated wound of the scalp, a possible fracture of the skull and a broken right ankle. She was taken in the machine to the Central Emergency Hospital.

DECIDE PROBATIONER ACTED IN SELF DEFENSE

Ernest Holloway, the youthful probationer who got into trouble with the police of San Francisco for fighting with a drunken man, was before Superior Judge Ruess today for a hearing on his application for a continuance of his probation and could only conclude that the boy had fought in self-defense. He had recommended that he be continued upon probation. The court concurred in the recommendation, stating that he did not think Holloway ought to be sent to prison for defending himself against the attack of a drunken man. The judge advised the boy to steer clear of drinks in the future and he promised to do so.

VICTIM OF AN ENRAGED HUSBAND PASSES AWAY

Death came to Gladys P. Smith early this morning at the Marine Hospital, six days after she was shot in the abdomen by Frederick J. Jurgewitz, the manufacturer of stucco work, by whom he was employed, during a fight which resulted from a quarrel over the slayer's wife.

According to Jurgewitz who is still held a prisoner at the city prison and Smith beated to him with murder. Jurgewitz was charged with the murder of his wife. The husband premises whereupon Smith and him into the street to "have it out." Jurgewitz accepted the challenge and just as he stepped out of the door Smith knocked him down. Then Jurgewitz pulled his pistol and shot Smith.

CHICAGO BONDS AWARDED.

CHICAGO, Jan. 11.—The entire issue of \$2,500,000 four per cent sanitary district bonds was yesterday awarded to a syndicate consisting of the Farmers Trust Company, Illinois Banking Association, N. W. Halsey & Company, and William A. Rusk & Company, whose bid was \$2,472,876 and a discount of \$27,325. This was at the rate of 98.907 per cent.

WHITE SLAVE MART LOCATED BY THE U. S. GRAND JURY

NEW YORK, Jan. 11.—"A white slave market" has been located by District Attorney Whitman in his inquiry into the immoral traffic which was again under investigation today by the grand jury, of which John D. Rockefeller Jr. is foreman.

Girls of tender years, it is alleged, are lured to this selling place and from thence shipped to Boston, Chicago and other cities. George Kilb is the owner of the place, which is located in the city of New York.

Statements of several girls have been taken and will be part of the grand jury's records. The police today took into custody Paul de Rinke, a waiter, and charged him with being a white slave agent.



Special Suits and Overcoats \$15

Our advantage lies in the fact of our being manufacturers, selling direct to you.

It stands to reason our values must be greater on this account.

These suits and overcoats are sold at one-third less than they can be bought for elsewhere.

There is character, style and beauty in every line and curve. They speak for themselves. Specially priced at \$15.00.

Boys' Dollar Waists Reduced to 65c

The famous K. & E. waists for boys. Sold regularly at \$1.00. Now reduced to 65c.

They are in madras and percales, light, medium and dark patterns. Some have laundered collars—some have laundered neck bands to wear with white collar—all have cuffs attached. Two points we wish to emphasize: They have pearl buttons and are absolutely fast colors. Sizes 6 to 14.

\$10.00 Youths' Suits \$5.65

These suits were good values at their former prices, but as they are broken lots we have placed them on sale at \$5.65. Sizes are 14, 15, 16, 17, 18, 19.

Boys' Sailor Suits \$3.45

A line of fancy chevots in snappy patterns. Sizes 5, 6, 7, 8, 9 and 10. These suits were formerly priced at \$5.00. Special now \$3.45.

S. N. WOOD & CO.

Washington at Eleventh Street

WILL FOUND NEW WINE COMPANY

Syndicate Is Formed to Compete With the California Association

FRESNO, Jan. 11.—A corporation known as the California Cooperation Wineries is to be shortly launched, whose purpose is to enter the field in competition with the California Wine Association.

There have been thirty-one wineries signed up who will enter into the new combine and the new corporation will grow grapes from Lodi south. Wine grape growers are jubilant over the proposed corporation, as it will mean a rise in the price of wine grapes.

M. F. Tarpey and L. R. Rogers are said to be the movers of the new enterprise, but Rogers when asked would neither affirm nor deny the report.

PICKLE WORKS SUED BY A DECOTO RANCHER

The suit brought in the Superior Court by S. Vager, a rancher, residing near Decoto, by which he seeks to recover from the Pacific Vinegar and Pickle Works \$194.25 alleged to be due on a contract for cucumbers furnished, is set today before Judge Ellsworth. Vager claims that he sold to the company his entire crop of cucumbers amounting to 165 acres, for \$52 an acre. The latter paid him \$6212 and declared that that canceled the contract. When Vager instituted his suit the company retailed with a cross-claim for damages in the sum of \$2700, claiming that he had in reality failed to fulfill his contract in that sum.

CONTEMPT CASE UP FOR DECISION

Action Arising Out of Spreckels Suit Is Submitted to Court

SAN FRANCISCO, Jan. 11.—After a long argument by Attorneys Brobeck and Sullivan, the contempt case on trial before Superior Judge Murasky was submitted for the decision of the court at noon today. The defendant in the action, which was originally instituted by Rudolph Spreckels, are John D. Spreckels, I. W. Hellman, W. B. Gibson, F. L. Samuel and others.

Rudolph Spreckels, owner of x shares in the Oceanic Steamship Company, originally brought suit to have the "Falcon" Trust Company ousted from position as trustees for the bonds issued by the steamship people, and the five defendants are endeavoring to make depositions were cited for contempt.

Attorney Brobeck argued for a dismissal, while Attorney Matt Sullivan pleaded his side of the case. The original case is still in progress and the matter submitted was merely the contempt proceedings.

SUM OF \$12.01, HOODOO TO GARIBALDI FLYNN

Garibaldi Flynn, known in the days before the fire as the Irish king of the San Francisco, was dismissed on a charge of drunkenness in the police court this morning by Judge Smith. Flynn was arrested about a week ago on the same charge and he had then \$12.01 in his pocket. When he was arrested last night he was found to have the same sum, and yet Flynn claims that he spent \$10. The police are trying to make out if it is a case of Jones and Baker.

WALKS OUT WITH WIFE OF RIVAL

Husband Quietly Watches His Spouse Depart With Affinity

Harry A. Griffith walked out of the police court this morning with his affinity clinging to his arm, a free man, while the husband of the woman stood by a mute spectator of the scene.

Griffith was charged with having assaulted Lal Quinn on December 15 with a knife, during an argument that ensued over his displacement of the husband in the affections of Mrs. Quinn, who had found refuge and support from him after a disagreement with her spouse.

When the case was called for trial in Judge Smith's court this morning, Quinn advised a disposition to drop the charge, giving as a reason therefor that he did not want to get mixed up in a newspaper scandal.

He has brought suit for divorce in the superior court from his wife, and according to her statements, she is satisfied to gain her liberty from him and go with Griffith.

DENTIST SCOTT TELLS COURT HE IS GUILTY

BERKELEY, Jan. 11.—Charged with carrying a concealed weapon, Dr. Edgar W. Scott of 2104 Shattuck avenue, appeared before Justice Edgar this morning and pleaded guilty. He will come up for trial tomorrow morning. His mother, Mrs. Elizabeth Hubbard, appeared in court and testified that she had received so many strings of meanness against the young dentist that she decided to go armed. Scott stabbed Dr. M. Henderson with a dagger seven weeks ago after he had been attacked by the victim, into the evening.

FRANCE TO WAIT MOVE OF OTHERS

Will Not Make Decision on Neutralization of the Roads

PARIS, Jan. 11.—France's position relative to the proposition of the United States for the neutralization of the Manchurian railways was defined semi-officially today as follows:

"France has no political interest in the question except to remain loyal to her ally, Russia, and to do nothing which might offend Great Britain and Japan. When these three powers have reached an agreement France will follow in their wake. If later an international financial situation is formed France will participate on the condition she is afforded a basis of absolute equality with the most favored nations."

It is learned that before submitting the note, which consists of two separate propositions—first, China's repurchase of the Manchurian roads through means of an international financial association, and second, international support for the construction of the Chih n Jovan and Tientsin-Khaiwan—France secured the adhesion in principle of Great Britain and China, without, however, their definite acceptance of the plan.

It is the second part of the memorandum that has the better chance of success and it is assumed that if the United States agrees to accept it eventually will entail the acceptance of the first part.

RAILROAD MAGNATE ORATES

ITHACA, N. Y., Jan. 11.—President W. C. Brown of the New York Central Railroad, is the principal speaker at the Founders day exercises at Cornell today, in commemoration of the birth of John D. Rockefeller. Dr. Brown is expected for the day. Mr. Brown is expected for the day. Mr. Brown is expected for the day.

JOIN CALIFORNIA'S PERSONALLY CONDUCTED
EXCURSION PARTY TO AMERICA'S
WORLD FAMOUS

Mardi Gras Carnival

at NEW ORLEANS
FEBRUARY 3d to 8th
Inclusive

- Under supervision by officials of the passenger department and will be the first organized excursion of its kind from the Pacific Coast to the Crescent City.
- Magnificent train of Pullman sleepers, dining car, observation, library and smoking car.
- Oil-burning locomotives—no cinders.
- For this occasion special round-trip tickets will be sold at the very low rate of

\$67.50

- These tickets will be good for return within thirty days. Train leaves January 29th.
- Write for descriptive booklet entitled "Winter in New Orleans."

Southern Pacific Co.

C. M. BURKHALTER, D. F. & P. Agent,
W. F. HOLTON, C. P. & T. Agent.

Corner Broadway and Thirteenth Streets, Oakland.

Phones—Oakland 162, or Home A-5224.

OR agent Southern Pacific Co., 16th street depot, Oakland,

1st and Broadway, 7th and Broadway.

TAX COLLECTOR IS IN NEW QUARTERS

Councilman Stiefvater Represents the Advice From the Grand Jury

City Tax Collector Edwin Meese was authorized by the City Council last night to engage the store adjoining that now occupied by the assessor at Fifth and Clay streets at a rental not to exceed \$50 a month.

Mr. Meese explained that the phenomenal growth of the city has made his quarters adjoining the treasurer's office far from being adequate for the purpose and that the tax collector's department should be in close proximity to the assessor's office.

The authorization was urged by Councilman Oliver Ellsworth. Councilman Ellsworth was also in favor of giving the tax collector more room, but he stated that the city attorney should be provided with an office in the Oakland Bank of Savings building and the treasurer's office in the city hall given over to the police department already too cramped to conveniently carry on public business.

In response to a communication from the grand jury, complaining against the narrow space between the street railway tracks on Broadway, Councilman Ellsworth's resolution, citing the traction company officials to appear before the committee on next Thursday night and explain why they had not started in to comply with the previous order of Council, was adopted.

Councilman Stiefvater stated that he favored the citation of the officials but he objected to the interference of the grand jury in the matter already under consideration by the Council.

"They ought to be advised," said the councilman, "that we can run our business without any interference from the grand jury."

The Board of Public Works was directed to instruct the Superintendent of the Fire Alarm and Police Telegraph to submit an estimate as to the cost of installation and maintenance of red lights at the eastern and northern boundaries of the city. These lights are being used as warning to automobilists that they are within the city of Oakland and must regulate their speed.

The protest from the Epworth League of the First Methodist Episcopal Church against the proposed widening of Fourteenth street and against the widening of Sixty-fifth street were laid over one week.

Protest was received from George Cox and others against the sidewalk on Jones street, which will be heard in committee.

A communication was received from W. S. Balgund of Elmhurst requesting that the city Council request the Southern Pacific Company to reduce its fare within the city limits to five cents as the petitioner claimed the law required it to do. It was referred to the railroad committee. Petitions to sidewalk Thirtieth street, to improve Shafter avenue and establish grades on Jones street were referred to the street committee for consideration Thursday night.

Arrests His Chief For Auto Speeding

LOS ANGELES, Jan. 11. — Chief of Police Edward Dismann was arrested at Hollywood for exceeding the automobile speed limit law and fined \$10 yesterday by Judge Herndon of the suburban town.

Chief Dismann was with his family in a large touring car and as he approached Hollywood was halted by Motor Patrolman Blinn, who informed the chief that he was going just thirteen miles faster than the law allowed.

Blinn was detailed to the Los Angeles force by the chief of police to help out the Hollywood force, but did not know his own chief when making the arrest. Dismann arranged to plead guilty in Judge Herndon's court, but did not appear personally to hear himself fined.

WILL PRESS EXTENSION ROAD TO LAKEVIEW

ALTURAS, Jan. 11. — The Nevada-California-Oregon railroad has moved in its yards in this city enough steel rails to lay five miles of track, and there are in its store yards enough more to lay twenty miles of track. Those at Alturas are being brought on to Alturas, and more are arriving at Reno at frequent intervals.

It is believed that the railroad will have been arriving here daily for some time, and these and other comparisons demonstrate that the company is in earnest in its plans to push construction on to Lakeview, Oregon.

Chief Engineer Oliver will be in Alturas this week to take charge of the construction work. A contract was awarded to an Oregon company recently to grade the roadbed for the proposed extension, which will be fifty miles long.

WOMAN SCHOOL CHIEF NOT AT ALL WORRIED

SACRAMENTO, Jan. 11. — "Direct primary or not, I will run anyway," declared County Superintendent of Schools Mrs. Minnie R. O'Neil yesterday in looking forward to a campaign for re-election.

Mrs. O'Neil is not at all worried over the interpretation of the law passed by the last legislature doing away with conventions wherein it makes a technical discrimination between men and women. This can be avoided, she says, by having her friends write her name on the Democratic ballot at the coming primary election. In that way it will be unnecessary to have a regular nominating petition, which the law gives to qualified voters only.

COAL FAMINE DANGER PASSES WITH BLOCKADE

SILVERTON, Colo., Jan. 11. — All danger of a coal famine passed last night when the snow blockade of the Denver & Rio Grande, which has been in this city since December 30, was raised. Three train loads of coal arrived here, followed by a passenger train. More than 300 men have been employed in raising the blockade.

SAVED AT DEATH'S DOOR

The door of death seemed ready to open for Murray W. Ayers, of Transit Bridge, N. Y., when his life was wonderfully saved. "I was in a dreadful condition," he writes, "my skin was almost yellow; eyes sunken; tongue coated; emaciated from losing 40 pounds; growing weaker day by day. I felt like a ghost pulling me down to death in my bed."

Electric Bitters—cured me. I regained the 40 pounds lost and now am well and strong. For all stomach, liver and kidney troubles they're supreme. 50c at Good Bros.

A TRAVELING SALESMAN

H. F. Deery, of 1715 Broadway, Ill., writes: "I have been troubled some time with kidney trouble, so severely at times I could scarcely carry my trips. After using one bottle of Foley's Kidney Pills I have been wonderfully relieved, and the fully recommended by all. Foley's Kidney Pills are healing and antiseptic and will restore health and strength. Sold by Webster's drug store, corner Tenth and Washington."

VOTE AGAINST SPRING VALLEY

Majority of Supervisors Are Opposed to Purchasing the Plant

SAN FRANCISCO, Jan. 11.—The new Board of Supervisors yesterday lined up on each side of a resolution introduced by Supervisor Murdock endorsing the Spring Valley bond project and calling upon voters to support it at the polls next Friday.

Seven supervisors voted finally for the resolution, thereby expressing views on the Spring Valley question opposed to those of Mayor McCarthy.

The final vote was as follows:
FOR—Bancroft, Cutler, Harris, Hayden, Hocks, Loughery and Murdock.
AGAINST—Henley, Hergert, Kelly, Knowles, McLaughlin, Minahan, Nelson, O'Dowd, Pugh, Walsh and Deasy.

When the ballot was first taken Supervisor Henry voted "yes" but subsequently changed it to "no," explaining that he had misunderstood the resolution as read. The vote officially announced therefore stood at 11 to 7 against the purchase of Spring Valley.

TRAIN GIRLS AND SOLVE PROBLEM

Cost of Living Partially Due to Lack of Experienced Housewives

CHICAGO, Jan. 11.—A solution of the problem of increased cost of living was proposed to the conference of superintendents of the public schools yesterday by Miss Mary S. Snow, supervisor of domestic arts.

The servant girl question which is vexing the people of Chicago is to be solved through the Department of Domestic Science in the public schools, it is hoped.

"We want to train the girls in the schools to be efficient home-makers and managers so that young men in moderate circumstances will not be afraid to marry," said Miss Snow. "Many are afraid to wed on the salaries they earn because the girls would need servants. We hope to eliminate the servants. We are teaching the girls to trim their own hair, make their own dresses and cook their own meals, and thus reduce the expense of living."

MOTHER'S FRIEND

A LINIMENT FOR EXTERNAL USE.

Not only is Mother's Friend a safe and simple remedy, but the comfort and healthful condition its use produces makes it of inestimable value to every expectant mother. Mother's Friend relieves the pain and discomfort caused by the strain on the different ligaments, overcomes nausea by counteraction, prevents backache and numbness of limbs, soothes the inflammation of the breast glands, and in every way aids in preserving the health and comfort of prospective mothers.

Mother's Friend is a liniment for external massage, which by lubricating and expanding the different muscles and membranes, thoroughly prepares the system for baby's coming without danger to the mother. Mother's Friend is sold at drug stores. Write for our free book for expectant mothers.

NOTICE OF INTENTION TO PURCHASE REAL PROPERTY

Notice is hereby given that it is the intention of the Board of Supervisors of the County of Alameda, State of California, to purchase the following described real property, located in the County of Alameda, State of California, and, in particular, described as follows, to-wit:

Certain piece or parcel of ground situated in Eden Township, County of Alameda, State of California, and more particularly described as follows, to-wit: Commencing at the intersection of the southeasterly line of County Road No. 58, known as the "County Infirmary Road" and the easterly boundary line of the Rancho San Leandro, and running thence along the said easterly boundary line of the said Rancho San Leandro south to the southeasterly line of the Foothill Boulevard or County Road No. 53, and thence north 88° 55' 30" east 100 feet to the southeasterly line of said County Road No. 53, or "County Infirmary Road," and thence north 88° 55' 30" east 454.76 feet and north 54° 45' 16" east 368.59 feet to the point of beginning. Containing 20.24 acres and being a portion of the certain section of land described in the second description in the deed from Rene de Tocqueville et al. to Edward J. Le Breton, dated January 15, 1908, and recorded in volume 1447 of deeds at page 359, Alameda County Records, and being in Eden Township, Alameda County, California.

Notice is hereby further given that it is the intention of the said Board of Supervisors to purchase the aforesaid real property from Edward J. Le Breton, the present owner thereof, and that the price to be paid therefor by the County of Alameda, State of California, is the sum of Ten Thousand, One Hundred and Twenty Dollars (\$10,100.00) in lawful money of the United States.

Notice is hereby further given that Monday, the 17th day of January, 1910, at the hour of ten o'clock A. M. of said day, the Board of Supervisors of the County of Alameda, State of California, in the annex to the Hall of Records of the said County of Alameda, in the room designated as the Board of Supervisors, will meet to consider and vote upon the purchase of the aforesaid real property, and any person interested in the same is hereby notified that he may appear at the time and place when and where the said Board of Supervisors will meet to consider and vote upon the purchase of the aforesaid real property, and thereupon be heard and be heard and be heard and be heard.

Dated this 20th day of December, A. D. 1909.

In order of the Board of Supervisors of the County of Alameda, State of California.

(Seal) JOHN P. COOK, Clerk of the Board of Supervisors of the County of Alameda, State of California.

C. P. HORNER, Chairman of the Board of Supervisors of the County of Alameda, State of California.

ORDER TO SHOW CAUSE

In the Superior Court of the State of California, in and for the County of Alameda.

In the matter of the estates and guardianship of George Edwin Hallahan and Eleanor H. Hallahan, minors.

Mary L. Hallahan, guardian of the person and estate of said minors, having filed herein her petition, duly verified by affidavit, praying for an order of this court appointing her guardian of the property of said minors, and directing as such guardian to mortgage the real property of said minors therein named, and for the purposes set forth in said petition, and it appearing that it will be of advantage to said estate that said mortgage be made.

It is ordered by this court that all persons interested in the estates of George Edwin Hallahan and Eleanor H. Hallahan, minors, do appear before this court on Friday, the 14th day of January, 1910, at 10 o'clock A. M. of said day, and show cause why they should not be appointed guardian of the property of said minors, and if they fail to do so, the court will appoint said Mary L. Hallahan, guardian of the property of said minors, and direct her to mortgage the real property of said minors as set forth in said petition, and for the purposes set forth in said petition, and for the purposes set forth in said petition, and for the purposes set forth in said petition.

Dated, this 13th day of December, 1909.

Judge of the Superior Court.

REED, BLACK & REED AND J. W. BRYMAN, Attorneys for petitioner, 1194-1198 Union Savings Bank Building.

DIVIDEND NOTICE

THE SECURITY BANK AND TRUST COMPANY.

For the six months ending December 31, 1909, a dividend has been declared at the rate of four (4) per centum per annum on all savings deposits, payable on or after January 1, 1910.

Dividends not called for are added to and bear the same rate of interest as the principal from January 1, 1910.

CHAS. A. SMITH, Cashier.

DIVIDEND NOTICE

STATE SAVINGS BANK, OAKLAND, CALIFORNIA.

For the six months ending December 31, 1909, a dividend has been declared at the rate of four (4) per centum per annum on all savings deposits, payable on or after January 1, 1910.

Dividends not called for are added to and bear the same rate of interest as the principal from January 1, 1910.

R. J. MCULLEN, Secretary.

DIVIDEND NOTICE

CENTRAL BANK OF OAKLAND.

For the half year ending December 31, 1909, a dividend has been declared at the rate of four (4) per centum per annum on all savings deposits, free of taxes, payable on or after Monday, January 3, 1910.

Dividends not called for are added to and bear the same rate of interest as the principal from January 1, 1910.

ARTHUR L. HARRIS, Cashier.

ANNUAL MEETING

UNION SAVINGS BANK.

The annual meeting of the stockholders of the Union Savings Bank of Oakland, California, will be held at the banking rooms, northeast corner of Tenth street and Broadway, Oakland, California, Tuesday, January 11, 1910, at 2 o'clock P. M.

A. E. H. CRANE, Cashier.

ANNUAL MEETING

BANKERS' TRUST COMPANY OF OAKLAND, CALIFORNIA.

The annual meeting of the stockholders of the Bankers' Trust Company of Oakland, California, will be held at the office of the corporation, No. 1000 Broadway, Oakland, California, on Saturday, January 8, 1910, at 4 o'clock P. M.

W. W. WILSON, President.

MEETING NOTICE

Notice is hereby given that a meeting of the lot owners of Evergreen Cemetery, held at the office of the association, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, January 3, 1910.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Dennis Purcell, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of Dennis Purcell, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, December 31, 1909.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Louis V. Purcell, deceased.

Notice of time set for proving will, etc.

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Dated, December 31, 1909.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Dennis Kane, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of Dennis Kane, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, January 3, 1910.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of G. W. McNear, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of G. W. McNear, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, January 3, 1910.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

DISSOLUTION OF PARTNERSHIP

Notice: The partnership of Harry B. Williams and Joe Rosenberg under the firm name of "Golden Gate Construction Company" has been dissolved by mutual consent. Joe Rosenberg, withdrawing and Harry B. Williams continuing, will continue the same under the firm name of "Golden Gate Construction Company." All outstanding accounts of the firm up to and including January 3, 1910, and pay the same to Joe Rosenberg for their mutual benefit.

HARRY B. WILLIAMS
JOE ROSENBERG
OAKLAND, CALIFORNIA, January 3, 1910.

Notice is hereby given that I intend to apply to the Governor of California for the removal of my name from the list of persons to be eligible for election as Governor of the State of California.

L. J. SULLIVAN, Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Knud Olson, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of Knud Olson, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, Dec. 31, 1909.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Manuel Maria Avellar, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of Manuel Maria Avellar, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, January 3, 1910.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Elizabeth H. Jaudin, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of Elizabeth H. Jaudin, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, January 3, 1910.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Raul Jaudin, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of Raul Jaudin, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, January 3, 1910.

JOHN P. COOK, Clerk.

By W. E. ADAMS, Deputy Clerk.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Ernest Bourne, deceased.

Notice of time set for proving will, etc.

Notice is hereby given that a petition for the probate of the will of Ernest Bourne, deceased, and for the issuance of letters testamentary thereon has been filed in this Court, and that the hearing of said petition and proving said will, when and where any person interested may appear and contest the same, is set for the 14th day of January, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

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PRIVATE WIRE CHICAGO, NEW YORK
WESTERN UNION CODE
J. O. WILSON
MEMBER
New York Stock Exchange
Chicago Board of Trade
The Stock and Bond Exchange

Main Office,
 MILLS BUILDING
 San Francisco
 Correspondents
 HARRIS, WINTHROP & CO.
 24 Pine street, New York
 & The Rockery, Chicago

PALACE HOTEL
(Older territory) San Francisco
MOTEL 14 LAMONT
MOTEL LOS ANGELES
MOTEL DEL CORONADO
Coronado Beach

NEWS OF SHIPPING

SAN FRANCISCO SHIPPING

U. S. COAST AND GEODETIC SURVEY.
Time and heights of high and low waters at Fort Point, entrance to San Francisco bay. By official authority of the superintendent.
The tide at Mission-street wharf is twenty-five minutes later than at Fort Point. The right of tides is the same at both places.
The time of the tides at Webster-street wharf is forty minutes later than the time at Mission-street wharf.

JANUARY 19 TO 16.							
H. W.	L. W.	H. W.	P. M.	H. W.	L. W.		
A. M.	A. M.	A. M.	Time	Time	P. M.	Time	Feet.
1:21	4.5	5:54	3.2	11:15	5.7	6:28	-1.5
1:59	4.9	6:27	3.7	12:05	5.7	7:11	-0.5
2:31	4.9	7:21	3.9	12:58	5.9	7:54	-0.5
3:06	5.1	8:50	4.2	1:50	5.9	8:43	0.3
3:44	5.2	9:21	2.4	2:40	6.0	9:31	0.5

JANUARY 11.

n. Rose. 1:26 / Sun. Seta. 1:11

Established 1877.

LOGAN & BRYAN

MEMBERS

N. Y. Stock Exchange
Eastern Stock Exchange

Chicago Stock Exchange
W. T. Coston Exchange
W. O. Coston Exchange
Chicago Board of Trade
Direct wires
Merchants Exchange Building
Phone Douglas 3222.
H. G. SAMUELS, Manager.

MOVEMENTS OF STEAMERS.

Steamers due to arrive at and depart from
San Francisco during the next few days are as
follows:

ARRIVE.		Dep.
Steamers.		
City—San Pedro.....		Jan. 10
San—Nanaimo.....		Jan. 10
Albion—Alaska—Puget Sound ports.....		Jan. 12
Albion—San Pedro.....		Jan. 12

[illegible][illegible][illegible]

Anacapa	Seattle	Jan.	19
Astoria	Portland	Jan.	20
Bonanza	San Francisco	Jan.	20
Columbia	San Francisco	Jan.	20
Edna	San Francisco	Jan.	20
El Sampson	Los Angeles	Jan.	20
Enterprise	Los Angeles	Jan.	20

OAKLAND SHIPPING

ARRIVED.

De Fremery Wharf.
 Prentiss, 207 tons, Captain Iversen, from
 \$25,000 feet of lumber.
 Hogan's Wharf.
 Prentiss, 287 tons, Captain Iversen, from
 800,000 logs.
 Long Wharf.
 Newburg, 333 tons, Captain Norberg,
 from Oakland, 60,000 feet of lumber.
 Russell, 777 tons, Captain Nelson, from
 657,000 feet of lumber.
 Seward, 200 tons, Captain Ball, from
 Sanisco; 1227 tons, Captain Ball, from
 Watten, 1287 tons, Captain Griffin,
 from Round Bay, cargoes of merchandise.
 Lloyd Road, 100 tons, Captain
 Horne Temple, from Cape
 Horn; 200 tons, Captain
 Horne Temple; 788 railroad ties.
 SAILING.
 De Fremery Wharf.
 F. E. Sandew, sailed January 21.

SUMMARY OF MARKETS

YORK, Jan. 11.—Let den settlement today and quotations are now for new

ulations in progress between Union Pa-
and the Federal government to bring an-
other roads within the law.

The Court decides that "international communication has power to regulate the sale of stocks in London firm, it is to the contrary."

The market generally quiet, without any change in the rate of exchange of the dollar on American stocks in London exchange, but still at a 5% per cent. exchange rate on the dollar at 5% per cent.

Producers and selling agents of the American Steel Company's plants are now in the market.

The American Steel Company now selling 1.0 per cent. of the American Steel Company's plants are now in the market.

The American Steel Company now selling 1.0 per cent. of the American Steel Company's plants are now in the market.

EMERSON

is a name which, when found on a piano, means that the instrument is the best of all medium priced

PIANOS

Over ninety-five thousand pleased purchasers will testify that Emerson Pianos always

SATISFY

Easy monthly payments, if desired.

Sherman Play & Co.

STEINWAY AND OTHER PIANOS VICTOR TALKING MACHINES
HEADQUARTERS FOR SHEET MUSIC

Fourteenth and Clay Streets, Oakland
Kearny and Sutter Streets, San Francisco

Butter Sale

Tomorrow at the
Royal Creamery
319 Twelfth Street.

20 lbs 75c
1 lb 38c
Also at—
1311 23d Ave.
1126 15th Ave.
3809 San Pablo Ave.
Becker Market, 13th St.
858 Adeline St.
1480 Grove St.

WANT WILL DECLARED
TO BE INVALID

ST. LOUIS, Jan. 11.—The charge that the late Louis F. Ewald, millionaire iron master, made his will under the influence of which Ellen J. Golden, who induced him to leave the bulk of his fortune to her children, is made in a suit filed yesterday by Mrs. Rosa E. Ewald, sister of Ewald, who was out of with \$15,000. Ewald left \$2,124,000 in cash. Mrs. Ewald says that her brother's will, which was probated both in St. Louis and Louisville, Ky., be set aside and that the instruments by which she adopted Mrs. Golden's children be declared invalid. Ewald was a St. Louisan, but died in Louisville.

Insurgents Are Likely
To Oppose De Vries

WASHINGTON, Jan. 11.—The insurgents are talking of opposing the confirmation of Marion De Vries' appointment to the Customs Court. It is an anomalous situation of their insuring even against the Democrats, as it were, for De Vries holds high rank in that party. It does not look as if the opposition will amount to more than talk, however.

De Vries framed the cotton schedule of the tariff bill and otherwise participated in its construction, being called in because he is one of the leading tariff authorities in the country. But for the honor that has come to him De Vries would probably be carrying out his purpose of retiring from public life to return to California and enjoy the highly profitable ranch in Tuolumne county.

Says His Wife Struck
Him With a Saucepan

Denying all of the allegations of extreme cruelty made against him by Anna M. Rudolph in her complaint for a divorce, George C. Rudolph of 28 Monte Vista Avenue, in his answer and cross-complaint just filed in the Superior Court, accused his wife of brutality towards him.

Rudolph charges that on one occasion his wife followed him from one room to another and attacked him with a two-quart saucepan, and that she called him vile names and swore at him whenever he asked her to do him any little favor.

ARE INTERESTED
IN PROBATION

Oakland Club Women Appoint
Committee to Work
With Rues

The women of the Oakland Club, which raised the money to pay Ezra Decoto when the present Prosecuting Attorney served an probation officer and which later led the fight for a detention home to take the place of the jail for children in Alameda county, have unanimously voted to appoint a committee to co-operate with Probation Officer Rues. Mrs. Cassie J. Wood, chairman of the committee appointed by the Oakland Club, writes to the probation officer "We feel that if there be anything more we can do by way of assistance we shall be glad to serve. The work is dear to the heart of every club woman. As chairman of the committee I would greatly appreciate any suggestion you may offer." Rues states that he will ask the Oakland Club to take the lead in organizing a Children's Welfare League in Alameda county, along lines similar to those followed by the Juvenile Improvement Association affiliated with the Juvenile Court work in Denver, Los Angeles and San Francisco. The chief purpose of such an organization, however, he declares, should be to study and promote means for the prevention of juvenile delinquency and delinquency, rather than merely to help look after children after they have become victims of parental and community neglect.

Fair Society Favorite
Will Become Farmer

ST. LOUIS, Jan. 11.—Miss Elizabeth Moore, daughter of Mrs. Philip N. Moore, president of the National Federation of Women's Clubs and a loyal graduate of the University of Missouri at Columbia, Mo., has announced her intention of becoming an expert farmer. Moore is a member of several women's clubs in St. Louis, and is a society favorite.

COACHMAN IN LOVE
PUTS END TO HIS LIFE

REDWOOD CITY, Jan. 11.—Leaving a note in which he declared his jealousy was the cause of his act, Howard Severn, a coachman employed at the Judge Highway place in San Jose, committed suicide some time Sunday night by swallowing carbolic acid and severing an artery of his left wrist with a razor. Pinned on the dead man's coat was the following note:

"To Whom It May Concern: It was jealousy that caused this. I was passionately in love with Henshaw's French maid who is now in New York with her mistress."

Simple Remedy for La Grippe. La Grippe coughs are dangerous, as they frequently develop into pneumonia. Foley's Kidney Pills not only stops the coughs, but heals and strengthens the lungs so that no serious results need be feared. The genuine Foley's Kidney Pills and Turbidity Pills are sold in a yellow package. Sold by West's drug store, Tenth and Washington.

SEEKS DIVORCE FROM
PROMINENT RANCHER
SAN RAFAEL, Jan. 11.—Suit for divorce was filed by Marie Thompson here yesterday against her husband, a well known rancher of Elgin, Calif.

According to Senator E. B. Martinelli, attorney for Mrs. Thompson, the couple have not been living together for many years. Mrs. Thompson alleges desertion. It is understood that Thompson, who is now in Petrolina, will not contest the action.

MERCY! OUR FEET
GET BIGGER AND
BIGGER YEARLY

BROCKTON, Mass., Jan. 11.—A local expert asserts that men's feet are larger than they used to be, and that there is evidence of this in the increased demand for the large sizes in shoes, more eights and nines being made than ever before, with a run on sizes even larger.

"The demand is being felt for twelve, and from that anywhere up to fifteen," says this authority.

SAVE MONEY AVOID PAIN
Teeth Extracted Without Pain
acknowledged to be the easiest and best painless extractors in Oakland.

Until Jan. 31, we have made our best sets of teeth for \$3.00. SET OF TEETH.....\$3.00
12K GOLD CROWNS.....\$5.00
GOLD FILLINGS.....\$1.00
SILVER FILLINGS.....\$1.00
BRIDGEWORK.....\$2.00
No charge for extracting when teeth are ordered. A written guarantee for 25 years with all work.

BSOTON DENTAL PARLORS
1155 1/2 WASHINGTON ST.
HOURS—Week days, 9 to 8, Sundays, 10 to 2.

Have you

Ever considered the merits of fine stationery? It is the "clean collar" of mercantile life. It is the business card of successful men. Fine catalogues are the creation of fine forms. Our photo engraving, Binding and Printing Department is the largest, most modern and most reasonable in Northern California.

THE TRIBUNE
8th and Franklin

SPRECKELS WILL
NOT CONTESTED

Attorneys Declare That There
Will Be No Dispute Over
Estate

SAN FRANCISCO, Jan. 11.—Whatever belief may have prevailed that a contest of the will of the late sugar king, Claus Spreckels, would be instituted by his two sons, John D. and Adolph B. Spreckels, has been set at rest. The time for the filing of a contest of the will expired yesterday without a contest being made. The following statement was given out by their attorneys in explanation of the position taken by John D. and Adolph B. Spreckels:

John D. Spreckels and Adolph B. Spreckels and their attorneys believed that a successful contest of the will of their father, the late Claus Spreckels, could be maintained, but they realized that a contest of this will could not be made without drawing into the long and distressing battle which would necessarily ensue one who occupies a sacred relation to them, who is of great age, and is at present in a precarious condition of health. As they honored their father, so they honor their mother, however great could justify them in doing anything to cause their mother pain. Their regard and consideration for her have avoided such a contest.

Their attack on the trust clauses contained in their father's will now pending before Judge Coffey does not affect any provision of the will in question. It involves only questions of law.

The contents of the proceedings brought by Rudolph and Gus Spreckels in connection with their suit attempting to have the Union Trust Company removed as trustee of the bond issue of the Occidental Steamship Company were continued yesterday by Judge Murasky. The proceedings will be ended this morning. The court will hear on account of the pressure of other matters in Judge Murasky's court.

Blind Man Run Down
While Crossing Street

This morning was the first time in years, during which he has made almost daily trips alone, that Joseph Martinez, a totally blind man residing at 1254 Sixty-fourth street, ever misjudged the distance from his home to the corner of Fourteenth street and Broadway, by electric railway, and it resulted in disaster to him. He alighted from the car by mistake at the corner of Sixteenth street and San Pablo avenue.

There are three lines at this corner, and the clanging of bells misled Martinez into believing that he was at Fourteenth street. He walked in the direction he takes there to reach the sidewalk and ran into a passing car before it could be stopped. Fortunately for Martinez the contact was not severe, and the only injuries he sustained were a number of contusions and abrasions of the limbs and body. He was taken to the Receiving Hospital, where his bruises were treated.

Mother of Mrs. Dingee
Buried in New York

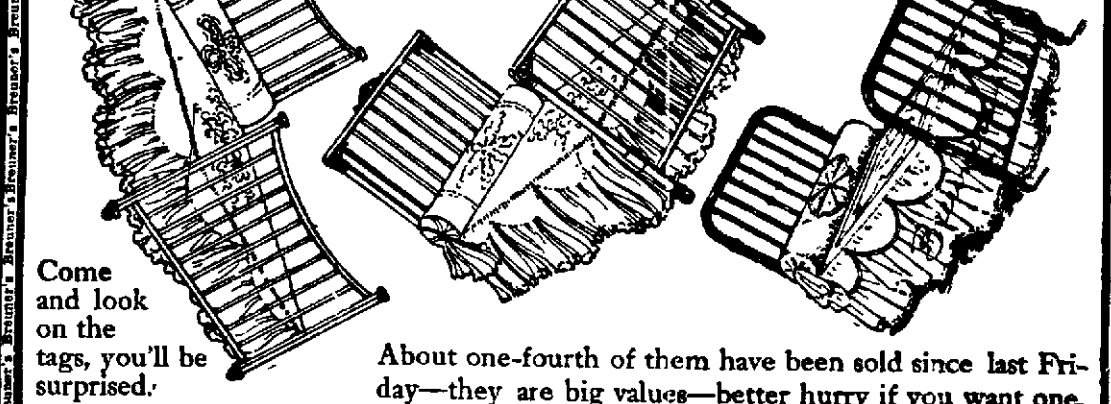
NEW YORK, Jan. 11.—The obsequies of Mrs. M. E. Rose, mother of Mrs. William J. Dingee, took place yesterday. The funeral was held at the family vault, taking place today.

PELICAN EDITOR NAMES
THREE AS ASSOCIATES

BERKELEY, Jan. 11.—The new editor of the Pelican, the University funny paper, G. J. Adams, has announced the appointment of W. C. Ambrose, F. M. Montalban and W. C. Corlett as associate editors for the present semester. The remainder of the staff will continue as contributors only as in the past.

a wreck

on one of the trans-continental lines gives us the opportunity of offering you a number of Brass Beds at a big reduction in their original price. The railroad had to pay the factory for the entire carload, although less than half were damaged. We purchased the ones that were not bruised or damaged at our own price. And now you can own a Brass Bed for about half of its original value.



Come and look on the tags, you'll be surprised. About one-fourth of them have been sold since last Friday—they are big values—better hurry if you want one.

Our 51st Annual Clearance Sale is selling
good furniture by the wagon load—come in and look
at the prices on the green tags—20 to 50% reductions.

Come and look in our 12 big show windows. You don't have to pay cash whatever you can spare from your salary each month is sufficient to purchase anything in this big store—your credit is good. Come and look in our 12 big show windows.

Your Credit is Good
Woolworth's
13th & Franklin Sts.

LOCKE ESTATE VALUED
AT ABOUT \$30,954

According to an official appraisal filed today in the probate department of the Superior Court by Attorney Clarence M. Reed, the estate left by the late David M. Locke is worth \$30,954, against which there are claims amounting to \$6610. The only heirs at law are Alexander M. Locke and Pinette C. Locke, son and daughter of the deceased.

SLOT MACHINES ARE
BARRED AT RICHMOND

POINT RICHMOND, Jan. 11.—After City Attorney Lee D. Winden had threatened to resign if the slot machine ordinance was not adopted and after the City Council had indulged in a warm debate over the proposed law, the City Council this evening passed to its second reading the new municipal law, which will bar machines from Richmond. Councilman Owens, backed by a biller lobby, fought the ordinance, but he was outvoted.

Does not Color the Hair

Ayer's Hair Vigor is composed of Sassafras, Glycerin, Castor Oil, and other ingredients. Show this to your doctor. Ask him if there is a single injurious ingredient. Ask him if he thinks Ayer's Hair Vigor, as made from this formula, is the best preparation you could use for falling hair, or for dandruff. Let him decide. He knows.

J. C. AYER & COMPANY, Lowell, Mass.

NEW PLUMBING FIRM.

Articles of incorporation of J. C. Bullock & Sons, wholesale and retail dealers in plumbing and gas fixtures, with a capital stock of \$10,000, have been filed with the County Clerk. The incorporators are J. C. Bullock, Walter E. and Charles A. Bullock, and Mollie Scribner.

SMITH BROS.

JANUARY SALE

A tremendous after-Christmas cut of prices, made to enable us to clear our shelves of holiday goods preparatory to the arrival of our stocks for 1910.

We've made our profit. Now we want to clear the decks. It's the time to buy all the gifts you expect to need during the coming year. You can well afford to store them.

Books in
Sets 1/3 Off

All the standard authors, such as Dickens, Thackeray, Balzac, etc. A grand opportunity to add to your library. No matter what standard author you desire we, in all probability, have his works for one-third price.

Framed or
Unframed
Pictures 1/4 Off

Some exceedingly beautiful pictures in this lot. Pictures of every description and at every price. Our entire stock offered at 25 per cent discount. You can never have too many pictures.

Wood to Burn
1/2 Off

Every January we close out all our patterned decorative wood used for pyrographical work. This includes glove and handkerchief and dresser boxes, and the hundred and one clever articles made for art burning purposes. Get your stock for 1910 now and you'll get two pieces for the price of one.

Calendars for
1910 1/2 Off

Artistic or plain, sentimental or comical; all styles in the greatest array of variety ever shown in Oakland at exactly one-half the price we asked at Christmas-time.

SMITH BROS.

Book Sellers STATIONERS Picture Frames
462-464 13th Street, Oakland Between Washington and Broadway

FEEBLE OLD PEOPLE
may have strength and renewed vitality.

Vinol

contains the elements necessary to nourish every tissue and replace weakness with strength. Should it fail to do so in any case we refund the money paid us for the medicine used. Please try it.

THE OWL DRUG CO., Oakland.

AMUSEMENTS

see the most pretentious animal act in vaudeville—Here Albers'

14 BIG—FRISKY
POLAR BEARS

BELL THEATER

Also the clever Elk entertainers in their professional debut.

AL. NEWMAN & JACK DE COURCY

A Great Bill every one in the family can enjoy.

AUTOMOBILE
SHOW

Opens on
MONDAY, JANUARY 17TH

PIEDMONT PAVILION OAKLAND

Admission 25 Cents

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and SHOW CARDS

Good Work—Prices Right
THE TRIBUNE PRINTING DEPT.

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NATINEE EVERY DAY!
PERFECT VAUDEVILLE

Alice Lloyd
"The Queen of the London Music Hall"

The McNaughtons
English Eccentrics.

Brothers Permane
Nightingales Making Love.

Last Week of the Great
ORPHEUM ROAD SHOW

PRICES—Evenings 10c, 25c, 50c, 75c.
Box Seats \$1. Matinees (except Sundays and Holidays), 10c, 25c, 50c.

MACDONOUGH
H. H. CAMPBELL, Mgr.
Phone Oakland 87.

TONIGHT
AND WEDNESDAY NIGHT,
January 11 and 12
David Belasco will Present
DAVID

WARFIELD
—IN—
"The Music Master"
Prices—50c to \$2.00—Seats on sale.

De Liberty
PLAY HOUSE
Direction H. W. BISHOP.
TONIGHT and all this week, only
Matinees Saturday and Sunday.
Bishop's Players in
"MY WIFE"
The Delightful Comedy, as played by
John Drew and Ethel Barrymore.
INTRODUCING
BLANCHE HALL
The New Leading Lady
Entire House, 25c and 50c. All per-
formances.
Next Monday—"THE MORALS OF
MARCUS"